

HB0152/954468/1

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 152

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “altering” in line 5 down through “funded;” in line 6 and substitute “repealing a requirement that the Comptroller pay certain amounts from a certain Special Fund for certain purposes; repealing a requirement that the State Racing Commission establish a certain bonus award program; repealing a requirement that the purse for a certain horse race be funded by a certain Special Fund;”; in line 7, after “stipends” insert “for a certain fiscal year”; strike beginning with “providing” in line 7 down through “Works;” in line 9; strike beginning with “and” in line 10 down through “providers” in line 12; in line 13, strike “funds; altering a certain condition on the use of certain funds;” and substitute “funds for a certain fiscal year; prohibiting certain excess funds from being used for certain purposes after a certain fiscal year; altering a certain condition on the use of certain funds for a certain fiscal year; repealing the use of certain funds for certain projects or initiatives after a certain fiscal year; altering the amount the Department of Health and Mental Hygiene is authorized to charge the Maryland Health Care Commission for a certain fiscal year; altering the amount the Department of Health and Mental Hygiene is authorized to charge the State Health Services Cost Review Commission for a certain fiscal year;”; strike beginning with “requiring” in line 14 down through “Taxation;” in line 18 and substitute “requiring the Department of Budget and Management to review certain interagency agreements at certain intervals; requiring the Department of Budget and Management to make certain determinations in the review of certain interagency agreements; requiring the Department of Budget and Management to establish a certain cycle to review certain interagency agreements; requiring the Department of Budget and Management to report certain information and certain findings on or before a certain date each year to certain committees of the General Assembly and the Department of Legislative Services; altering certain provisions of law relating to budget books; requiring the Governor to provide a certain number of copies of the budget books

(Over)

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to members of the General Assembly and the Department of Legislative Services; requiring certain information in the budget books to be provided in a certain format on the Department of Budget and Management's Web site at a certain time; requiring the Department of Budget and Management to archive certain information in a certain format on a certain Web site; altering the regular commissions of a State lottery sales agent; authorizing the State Racing Commission to provide, from the amount provided for certain purses, up to a certain amount each year to a purse for a certain horse race; requiring the Comptroller to administer the Maryland Emergency Medical System Operations Fund;"; and strike beginning with the second "limiting" in line 20 down through "circumstances;" in line 21 and substitute "authorizing the Department of General Services to process a certain budget amendment in a certain amount for a certain fiscal year from certain fees that were recorded as a deferred revenue at the close of a certain fiscal year; prohibiting certain eligibility and benefits rules in place on a certain date for certain programs from being altered unless certain conditions are met; prohibiting the Comptroller from withholding a certain amount for a certain fiscal year to be deposited into a certain fund and instead requiring the amount to be credited to a certain fund to satisfy a certain portion of a certain required payment; requiring the Baltimore City Public School System to report certain information to the Governor and certain committees of the General Assembly on or before certain dates;"; and in line 24, after "Act;" insert "defining certain terms; altering a certain definition; providing for the termination of certain provisions of this Act; making stylistic changes;".

On page 2, in line 3, strike ", 7-123(a)(1), 7-1702(a), and 18-303.1(a)(1) and (3)" and substitute "and 7-1702(a)"; in line 8, strike ", 7-123(c), 7-1704, and 18-303.1(g)" and substitute "and 7-1704"; in line 13, strike ", 7-123(c), 7-1704, 17-104(a)(5), and 18-303.1(g)" and substitute "and 7-1704"; in line 18, strike "and (c), 17-104(a)(1), 18-303.1(h), and 23-402(a)"; in line 23, after "15-1004(a)," insert "19-101, 19-201(b)"; in line 28, strike "7-307(d)(3)."; and in the same line, after "15-1004(f)," insert "19-111(c), 19-208(b)".

On pages 2 and 3, strike in their entirety the lines beginning with line 36 on page 2 through line 2 on page 3, inclusive.

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On page 3, in line 5, strike “and 4-509(j)” and substitute “4-509(j), and 6-510(j)”; and strike in their entirety lines 13 through 37, inclusive, and substitute:

“BY repealing and reenacting, with amendments,

Article – Natural Resources

Section 5-212(g)(3)

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)”.

On page 4, in line 6, after “Section” insert “2-202; 7-115, 7-118, 7-121, and 7-122 to be under the amended part “Part III. Supporting Materials”; and”; after line 8, insert:

“BY adding to

Article - State Finance and Procurement

Section 3-207 and 7-116

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)

BY repealing

Article - State Finance and Procurement

Section 7-116, 7-117, 7-119, and 7-120

Annotated Code of Maryland

(2015 Replacement Volume and 2016 Supplement)”;

in line 11, strike “9-120(b) and 9-1A-28(c)” and substitute “9-117(a)(1), 9-120(b), and 9-1A-28(f)”; after line 13, insert:

“BY repealing and reenacting, with amendments,

Article - Tax - General

Section 2-202

Annotated Code of Maryland

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(2016 Replacement Volume)”;

in line 16, strike “2-106(b) and”; after line 18, insert:

“BY repealing and reenacting, with amendments,

Article - Transportation

Section 13-955

Annotated Code of Maryland

(2012 Replacement Volume and 2016 Supplement)”;

and strike in their entirety lines 25 through 27, inclusive.

On page 22, in line 34, strike “7.” and substitute “6.”.

On page 23, in lines 1, 24, and 29, strike “8.”, “10.”, and “11.”, respectively, and substitute “16.”, “20.”, and “21.”, respectively.

On page 24, in line 1, strike “12.” and substitute “23.”.

AMENDMENT NO. 2

On page 6, in line 24, strike “shall” and substitute “MAY”; in line 25, after the closing bracket insert “THE FUNDS ALLOCATED TO THE THOROUGHBRED INDUSTRY IN”; in line 26, strike “ESTABLISHED”; and in the same line, strike “9-1A-28” and substitute “9-1A-28(C)(1)”.

AMENDMENT NO. 3

On page 7, in line 3, after “(1)” insert “(I) FOR FISCAL YEAR 2018, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$2,100,000 TO THE PROGRAM.”

(II)”;

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in line 4, strike “MAY” and substitute “SHALL”; and in line 5, before “TO” insert “OF \$5,000,000”.

AMENDMENT NO. 4

On page 7, in lines 8, 14, and 21, in each instance, strike the brackets; in lines 8, 14, and 21, in each instance, strike “MAY”; in line 15, after the closing bracket insert “:

(I) FOR FISCAL YEAR 2018,”;

and in line 16, after “individual” insert “;AND

(II) FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, \$4,000 PER QUALIFIED INDIVIDUAL”.

AMENDMENT NO. 5

On page 8, strike in their entirety lines 8 through 27, inclusive.

AMENDMENT NO. 6

On pages 8 and 9, strike in their entirety the lines beginning with line 28 on page 8 through line 3 on page 9, inclusive.

AMENDMENT NO. 7

On page 9, after line 9, insert:

“(A) FOR FISCAL YEAR 2018, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$5,000,000 TO THE PROGRAM.

(B)”;

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in line 10, strike “**YEAR 2019 AND EACH FISCAL YEAR THEREAFTER**” and substitute “**YEARS 2019 THROUGH 2021**”; in line 11, strike “**MAY**” and substitute “**SHALL**”; and in the same line, after “**APPROPRIATION**” insert “**OF \$7,500,000**”.

AMENDMENT NO. 8

On pages 9 and 10, strike in their entirety the lines beginning with line 13 on page 9 through line 27 on page 10, inclusive.

AMENDMENT NO. 9

On pages 10 and 11, strike in their entirety the lines beginning with line 28 on page 10 through line 11 on page 11, inclusive.

AMENDMENT NO. 10

On pages 11 and 12, strike in their entirety the lines beginning with line 12 on page 11 through line 12 on page 12, inclusive.

AMENDMENT NO. 11

On page 13, strike in their entirety lines 13 through 17, inclusive.

AMENDMENT NO. 12

On page 13, in line 22, strike “**Excess**” and substitute “**FOR FISCAL YEAR 2018 ONLY, EXCESS**”.

AMENDMENT NO. 13

On page 14, after line 7, insert:

“**19-101.**”

In this subtitle, “Commission” means the Maryland Health Care Commission.

19-111.

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(c) (1) The total fees assessed by the Commission may not exceed \$12,000,000.

(2) (i) The fees assessed by the Commission shall be used exclusively to cover the actual documented direct costs of fulfilling the statutory and regulatory duties of the Commission in accordance with the provisions of this subtitle.

(ii) The costs of the Commission include the administrative costs incurred by the Department on behalf of the Commission.

(iii) 1. [The] EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, THE amount to be paid by the Commission to the Department for administrative costs, not to exceed 18% of the salaries of the Commission, shall be based on indirect costs or services benefiting the Commission, less overhead costs paid directly by the Commission.

2. FOR FISCAL YEAR 2018, THE AMOUNT TO BE PAID BY THE COMMISSION TO THE DEPARTMENT FOR ADMINISTRATIVE COSTS SHALL BE BASED ON THE DEPARTMENT'S NEGOTIATED FEDERAL INDIRECT COST RATE.

(3) The Commission shall pay all funds collected from the fees assessed in accordance with this section into the Fund.

(4) The fees assessed may be expended only for purposes authorized by the provisions of this subtitle.

(5) The amount in paragraph (1) of this subsection limits only the total fees the Commission may assess in a fiscal year.

19-201.

(b) "Commission" means the State Health Services Cost Review Commission.

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19–208.

(b) (1) The power of the Secretary to transfer by rule, regulation, or written directive, any staff, functions, or funds of units in the Department does not apply to any staff, function, or funds of the Commission.

(2) The Secretary may assess an administrative charge on the Commission to fund services provided to the Commission by the Department.

(3) (I) [The] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE amount to be paid by the Commission to the Department for administrative costs, not to exceed 18% of the salaries of the Commission, shall be based on indirect costs or services benefiting the Commission, less overhead costs paid directly by the Commission.

(II) FOR FISCAL YEAR 2018, THE AMOUNT TO BE PAID BY THE COMMISSION TO THE DEPARTMENT FOR ADMINISTRATIVE COSTS SHALL BE BASED ON THE DEPARTMENT’S NEGOTIATED FEDERAL INDIRECT COST RATE.”.

AMENDMENT NO. 14

On page 14, strike beginning with “AND” in line 32 down through “THEREAFTER” in line 33.

On page 15, in line 3, strike “EACH” and substitute “THAT”; and after line 4, insert:

“(IV) FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, THE FUND MAY BE USED FOR ANY PROJECT OR INITIATIVE AUTHORIZED UNDER TITLE 10, SUBTITLE 2 AND TITLE 13, SUBTITLE 3 OF THIS ARTICLE AND APPROVED BY THE COMMISSION IF NO LESS THAN \$8,000,000 OF

THE SUBSIDY REQUIRED UNDER § 14-106(D)(2)(II)2 OF THE INSURANCE ARTICLE IS USED IN EACH FISCAL YEAR FOR THE PURPOSES UNDER PARAGRAPH (1) OF THIS SUBSECTION.

AMENDMENT NO. 15

On page 15, strike in their entirety lines 5 through 18, inclusive.

AMENDMENT NO. 16

On page 15, in line 21, strike the brackets; and in the same line, strike “MAY”.

On page 16, in lines 13, 14, and 15, in each instance, strike the brackets; strike beginning with “FOR” in line 13 down through “THEREAFTER,” in line 14; in line 14, strike “MAY”; in lines 19 and 20, in each instance, strike the bracket; in line 20, after “bill” insert “OR THE CAPITAL BUDGET BILL”; and strike in their entirety lines 21 through 26, inclusive.

AMENDMENT NO. 17

On pages 16 and 17, strike in their entirety the lines beginning with line 27 on page 16 through line 3 on page 17, inclusive.

AMENDMENT NO. 18

On page 17, strike in their entirety lines 4 through 27, inclusive.

AMENDMENT NO. 19

On page 17, after line 27, insert:

“Article – Natural Resources

5-212.

(g) (3) (I) From revenues described in subsection (f) of this section that are attributable to Maryland Park Service operations, less any amount of those

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revenues allocated for administrative costs in accordance with paragraph (1)(iii) of this subsection, the Governor shall include in the State budget an appropriation for the Maryland Park Service equal to]:

(i) At least 60% of the remaining revenues, for fiscal year 2016;

(ii) At least 80% of the remaining revenues, for fiscal year 2017;

and

(iii) 100% of the remaining revenues, for fiscal year 2018 [and each fiscal year thereafter].

(II) FROM REVENUES DESCRIBED IN SUBSECTION (F) OF THIS SECTION THAT ARE ATTRIBUTABLE TO MARYLAND PARK SERVICE OPERATIONS, LESS ANY AMOUNT OF THOSE REVENUES ALLOCATED FOR ADMINISTRATIVE COSTS IN ACCORDANCE WITH PARAGRAPH (1)(III) OF THIS SUBSECTION, AND LESS ANY PRIOR YEAR CLOSING FUND BALANCE, FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET AN APPROPRIATION FOR THE MARYLAND PARK SERVICE IN AN AMOUNT EQUAL TO 100% OF THE REVENUES FROM THE SECOND PRECEDING FISCAL YEAR.

AMENDMENT NO. 20

On page 18, after line 10, insert:

“2-202.

(a) In this section, “block grant” means any federal grant-in-aid that:

(1) contains consolidated funding for 1 or more programs; [and]

(2) INCLUDES ANY CHANGE IN THE FINANCING OF A PROGRAM THAT INCLUDES ANY KIND OF CAPPED ALLOCATIONS OR SPECIFIC SPENDING TARGETS; OR

[(2)] (3) is designated by Congress as a block grant.

(b) It is the policy of the State that the General Assembly and the Governor should consult before the Executive Branch of the State government adopts State policy on block grants.

(c) (1) This section is in addition to and not in derogation of any other power or duty of the General Assembly.

(2) This section applies to the adoption of State policy to:

(i) participate in a block grant;

(ii) set a date on which the State will accept responsibility for a block grant; or

(iii) transfer money between block grants.

(d) The Governor shall send, subject to § 2-1246 of the State Government Article, to the Legislative Policy Committee each proposal for the adoption of State policy on a block grant.

(e) Within 60 days after the Legislative Policy Committee receives the proposal or, if the Committee sets a shorter period, within that period, the Committee:

(1) may hold a public hearing on the proposal;

(2) may refer the proposal to another committee for review; and

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(3) for the General Assembly, may send the Governor comments on the proposal.

(f) The Governor may act on the proposal only after the expiration of the 60-day period or any shorter period set under subsection (e) of this section.

3-207.

(A) IN THIS SECTION, "INTERAGENCY AGREEMENT" MEANS AN AGREEMENT BETWEEN AN AGENCY OR UNIT OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT AND A PUBLIC INSTITUTION OF HIGHER EDUCATION THAT:

(1) HAS BEEN IN PLACE FOR 3 YEARS OR MORE; AND

(2) HAS A TOTAL OF MORE THAN \$750,000 IN ACTUAL EXPENDITURES IN THE LAST 3 FISCAL YEARS.

(B) AT LEAST ONCE EVERY 3 YEARS, THE DEPARTMENT SHALL REVIEW EACH INTERAGENCY AGREEMENT TO DETERMINE:

(1) WHETHER THE AGREEMENT IS NECESSARY AND SHOULD CONTINUE;

(2) WHETHER THE SERVICES CAN BE PROVIDED MORE COST EFFECTIVELY BY THE AGENCY OR UNIT OR THROUGH A COMPETITIVE PROCUREMENT; AND

(3) WHETHER THE AGREEMENT IS BEING UTILIZED DUE TO THE AGENCY'S OR UNIT'S INABILITY TO RECRUIT OR RETAIN POSITIONS AND, IF SO,

WHETHER AN ANNUAL SALARY REVIEW SHOULD BE CONDUCTED TO ADDRESS RECRUITMENT OR RETENTION ISSUES.

(C) THE DEPARTMENT SHALL ESTABLISH A CYCLE TO REVIEW ONE-THIRD OF THE INTERAGENCY AGREEMENTS EACH YEAR.

(D) (1) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION, ON OR BEFORE DECEMBER 1 EACH YEAR, THE DEPARTMENT SHALL REPORT A SUMMARY OF THE FINDINGS OF THE REVIEW REQUIRED UNDER SUBSECTION (B) OF THIS SECTION TO THE SENATE BUDGET AND TAXATION COMMITTEE, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE DEPARTMENT OF LEGISLATIVE SERVICES, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE.

(2) THE REPORT DUE ON OR BEFORE DECEMBER 1, 2017, SHALL INCLUDE A REVIEW OF INTERAGENCY AGREEMENTS THAT HAVE A TOTAL OF MORE THAN \$750,000 IN ACTUAL EXPENDITURES IN FISCAL YEARS 2015 THROUGH 2017.

(3) IN EACH REPORT REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE DEPARTMENT SHALL PROVIDE THE FOLLOWING INFORMATION:

(I) THE INTERAGENCY AGREEMENTS THAT WILL CONTINUE;

(II) SERVICES THAT WILL BE COMPETITIVELY PROCURED;

(III) SERVICES THAT WILL BE PROVIDED BY THE AGENCY OR UNIT AS A RESULT OF THE REVIEW;

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(IV) SERVICES THAT HAVE BEEN OR WILL BE CANCELED AS A RESULT OF THE REVIEW; AND

(V) ACTIONS TAKEN TO ADDRESS RECRUITMENT OR RETENTION ISSUES IDENTIFIED AS A RESULT OF THE REVIEW.”.

AMENDMENT NO. 21

On page 18, before line 11, insert:

“Part III. Supporting [Documents] MATERIALS.

7-115.

(A) On submission of the budget bill to the presiding officers of the General Assembly, the Governor shall [send a copy of the budget books to each member of the General Assembly] PROVIDE THE SUPPORTING MATERIAL SPECIFIED IN THIS SECTION.

(B) THE GOVERNOR SHALL PROVIDE BUDGET BOOKS THAT INCLUDE THE INFORMATION REQUIRED IN THIS SECTION.

(C) THE BUDGET BOOKS FOR A FISCAL YEAR SHALL:

(1) (I) STATE EACH SOURCE OF STATE REVENUES FOR THE YEAR, FROM WHICH THE PROPOSED APPROPRIATIONS ARE TO BE PAID; AND

(II) STATE THE AMOUNT THAT THE GOVERNOR ESTIMATES WILL BE COLLECTED FROM EACH SOURCE;

(2) CONTAIN A SUMMARY OF THE ANNUITY BOND ACCOUNTS OF THE STATE AS OF THE END OF THE LAST FULL FISCAL YEAR; AND

(3) (I) INCLUDE A COPY OF THE STATEWIDE COST ALLOCATION PLAN FILED WITH THE FEDERAL GOVERNMENT FOR FEDERAL REIMBURSEMENT OF THE COSTS OF INDIRECT STATE SERVICES THAT BENEFIT FEDERALLY FUNDED PROGRAMS; AND

(II) LIST, BY UNIT OF THE STATE GOVERNMENT, THE AMOUNT OF REIMBURSEMENT RECEIVED UNDER THE PLAN DURING THE LAST FULL FISCAL YEAR.

(D) THE BUDGET BOOKS SHALL CONTAIN PERSONNEL DETAIL IN A SECTION THAT, BY UNIT OF THE STATE GOVERNMENT, SETS FORTH, FOR EACH PROGRAM OR PURPOSE OF THAT UNIT:

(1) THE TOTAL NUMBER OF OFFICERS AND EMPLOYEES AND THE NUMBER IN EACH JOB CLASSIFICATION:

(I) AUTHORIZED IN THE STATE BUDGET FOR THE LAST FULL FISCAL YEAR AND THE CURRENT FISCAL YEAR; AND

(II) REQUESTED FOR THE NEXT FISCAL YEAR;

(2) THE TOTAL AMOUNT FOR SALARIES OF OFFICERS AND EMPLOYEES AND THE AMOUNT FOR SALARIES OF EACH JOB CLASSIFICATION:

(I) SPENT DURING THE LAST FULL FISCAL YEAR;

(Over)

(II) AUTHORIZED IN THE STATE BUDGET FOR THE CURRENT FISCAL YEAR; AND

(III) REQUESTED FOR THE NEXT FISCAL YEAR; AND

(3) AN ITEMIZED STATEMENT OF THE EXPENDITURES FOR CONTRACTUAL SERVICES, SUPPLIES AND MATERIALS, EQUIPMENT, LAND AND STRUCTURES, FIXED CHARGES, AND OTHER OPERATING EXPENSES:

(I) MADE IN THE LAST FULL FISCAL YEAR;

(II) AUTHORIZED IN THE STATE BUDGET FOR THE CURRENT FISCAL YEAR; AND

(III) REQUESTED FOR THE NEXT FISCAL YEAR.

(E) THE BUDGET BOOKS SHALL INCLUDE THE STATE STAT OR MANAGING FOR RESULTS AGENCY STRATEGIC PLAN REQUIRED UNDER THIS ARTICLE, BUT SHALL BE LIMITED TO A DESCRIPTION OF THE AGENCY'S MISSION, GOALS, OBJECTIVES, AND PERFORMANCE MEASURES.

(F) WHENEVER A PROPOSED BUDGET EXCEEDS THE RECOMMENDATIONS OF THE SPENDING AFFORDABILITY COMMITTEE, THE BUDGET BOOKS SHALL:

(1) INDICATE THE DEGREE TO WHICH THE PROPOSED BUDGET AND RECOMMENDATIONS DIFFER; AND

(2) SET FORTH THE GOVERNOR'S REASONS FOR EXCEEDING THE RECOMMENDATIONS.

[7-116.

Whenever a proposed budget exceeds the recommendations of the Spending Affordability Committee, the budget books shall:

(1) indicate the degree to which the proposed budget and recommendations differ; and

(2) set forth the Governor's reasons for exceeding the recommendations.]

7-116.

(A) IN THIS SECTION, "MACHINE-READABLE FORMAT" MEANS A COMMA-SEPARATED VALUES FILE FORMAT.

(B) ON SUBMISSION OF THE BUDGET BILL TO THE PRESIDING OFFICERS OF THE GENERAL ASSEMBLY, THE GOVERNOR SHALL PROVIDE THE FOLLOWING NUMBER OF COPIES OF THE BUDGET BOOKS REQUIRED UNDER § 7-115 OF THIS SUBTITLE:

(1) ONE COPY TO EACH MEMBER OF THE GENERAL ASSEMBLY;
AND

(2) 80 COPIES TO THE DEPARTMENT OF LEGISLATIVE SERVICES.

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(C) THE INFORMATION REQUIRED UNDER § 7-115 OF THIS SUBTITLE SHALL BE PROVIDED IN A MACHINE-READABLE FORMAT ON THE WEB SITE OF THE DEPARTMENT OF BUDGET AND MANAGEMENT SIMULTANEOUSLY WITH THE PUBLICATION OF THE PROPOSED ANNUAL STATE BUDGET.

(D) THE DEPARTMENT OF BUDGET AND MANAGEMENT SHALL ARCHIVE THE INFORMATION PROVIDED IN A MACHINE-READABLE FORMAT ON THE WEB SITE OF THE DEPARTMENT OF BUDGET AND MANAGEMENT BEGINNING WITH THE FISCAL YEAR 2017 BUDGET.

[7-117.

The budget books for a fiscal year shall state:

- (1) each source of State revenues for the year, from which the proposed appropriations are to be paid; and
- (2) the amount that the Governor estimates will be collected from each source.]

[7-118.] 7-117.

(a) Subject to § 2-1246 of the State Government Article, the Secretary shall provide to the General Assembly on a biennial basis by no later than February 1 of the fiscal year preceding the fiscal year the report covers, a report that contains a statement of the estimated amount by which exemptions from taxation reduce, for the year:

- (1) State revenues; and
- (2) revenues that the State collects for local governments.

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(b) For each exemption, the statement shall:

(1) show the estimated amount by which the exemption reduces revenues;

(2) identify the person or the part of the population that benefits from the exemption; and

(3) say whether the exemption conflicts with any other State program.

(c) The statement shall include:

(1) each subtraction modification under § 10–207, § 10–208, or § 10–209 of the Tax – General Article; and

(2) each exemption under:

(i) Title 8, Subtitle 7 of the Natural Resources Article;

(ii) § 5–104, § 6–103, § 7–203, § 7–303, § 9–203, § 9–303, § 9–304, § 10–104, § 10–211, § 10–212, § 12–104, or Title 11, Subtitle 2 of the Tax – General Article;

(iii) Title 7 of the Tax – Property Article; and

(iv) § 13–810 or § 13–903 of the Transportation Article.

(d) The Comptroller, the Department of Assessments and Taxation, the Department of Labor, Licensing, and Regulation, the Department of Natural Resources, the Department of Transportation, and other units of the State government shall help the Secretary of Budget and Management to prepare a draft of the statement under this section.

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[7-119.

The budget books for a fiscal year shall contain a summary of the annuity bond accounts of the State as of the end of the last full fiscal year.]

[7-120.

The budget books for a fiscal year shall:

(1) include a copy of the statewide cost allocation plan filed with the federal government for federal reimbursement of the costs of indirect State services that benefit federally funded programs; and

(2) list, by unit of the State government, the amount of reimbursement received under the plan during the last full fiscal year.]

[7-121.] 7-118.

(a) [The budget books shall contain a section that, by unit of the State government, sets forth, for each program or purpose of that unit:

(1) the total number of officers and employees and the number in each job classification:

(i) authorized in the State budget for the last full fiscal year and the current fiscal year; and

(ii) requested for the next fiscal year;

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(2) the total amount for salaries of officers and employees and the amount for salaries of each job classification:

- (i) spent during the last full fiscal year;
- (ii) authorized in the State budget for the current fiscal year; and
- (iii) requested for the next fiscal year;

(3) an itemized statement of the expenditures for contractual services, supplies and materials, equipment, land and structures, fixed charges, and other operating expenses:

- (i) made in the last full fiscal year;
- (ii) authorized in the State budget for the current fiscal year; and
- (iii) requested for the next fiscal year; and

(4) the StateStat or managing for results agency strategic plan required under this article that shall be limited to a description of the agency's mission, goals, objectives, and performance measures.

(b) In its annual submission of the proposed budget, the Department of Budget and Management shall provide, for informational purposes, a budget presentation that includes a description of the proposed expenditures under the Maryland Emergency Medical System Operations Fund for the:

- (1) Maryland Institute for Emergency Medical Services Systems;
- (2) R Adams Cowley Shock Trauma Center;

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(3) Maryland Fire and Rescue Institute;

(4) Aviation Division of the Special Operations Bureau, Department of State Police; and

(5) grants under the Senator William H. Amoss Fire, Rescue, and Ambulance Fund.

[(c)] (B) (1) (i) In this subsection the following words have the meanings indicated.

(ii) “Cancer Program” means the Cancer Prevention, Education, Screening, and Treatment Program established under Title 13, Subtitle 11 of the Health – General Article.

(iii) “Tobacco Program” means the Tobacco Use Prevention and Cessation Program established under Title 13, Subtitle 10 of the Health – General Article.

(2) The budget books shall contain a budget presentation that provides an overview of the proposed expenditures for:

(i) the Tobacco Program, including the proposed expenditures for:

1. each Component of the Tobacco Program;
2. each program funded under each Component of the Tobacco Program; and
3. each Local Public Health Tobacco Grant;

- (ii) the Cancer Program, including the proposed expenditures for:
1. each Component of the Cancer Program;
 2. each program funded under each Component of the Cancer Program;
 3. each Local Public Health Cancer Grant;
 4. each statewide Academic Health Center Public Health Grant;
 5. each statewide Academic Health Center Cancer Research Grant;
 6. each statewide Academic Health Center Tobacco-Related Diseases Research Grant; and
 7. each statewide Academic Health Center Network Grant; and
- (iii) any other program that is funded with the Cigarette Restitution Fund established under § 7-317 of this title.

[7-122.] 7-119.

- (a) (1) For each fiscal year, General Fund capital appropriations shall be budgeted in the operating budget in separate eight-digit programs.
- (2) When multiple projects or programs are budgeted within the same nontransportation eight-digit program, each distinct program and project shall be budgeted in a distinct subprogram.

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(b) (1) To the extent possible, subprograms for projects spanning multiple years shall be retained to preserve funding history.

(2) The budget detail for prior and current fiscal years submitted with each proposed budget shall be organized in the same fashion to allow comparison between fiscal years.”.

AMENDMENT NO. 22

On page 19, after line 1, insert:

“9-117.

(a) (1) A licensed agent shall receive regular commissions of ~~[5.5%]~~ **5.0%** of the licensed agent’s gross receipts from ticket sales.”.

AMENDMENT NO. 23

On pages 19 and 20, strike in their entirety the lines beginning with line 30 on page 19 through line 16 on page 20, inclusive, and substitute:

“(f) From the amount provided to thoroughbred purses, the State Racing Commission:

(1) shall pay an annual grant of \$100,000 to Fair Hill, as defined under § 11-811 of the Business Regulation Article; AND

(2) MAY ALLOCATE UP TO \$500,000 EACH FISCAL YEAR TO A PURSE FOR THE MARYLAND INTERNATIONAL THOROUGHBRED RACE UNDER § 11-522.1 OF THE BUSINESS REGULATION ARTICLE.

Article – Tax – General

2-202.

(a) After making the distribution required under § 2-201 of this subtitle, within 20 days after the end of each quarter, the Comptroller shall distribute:

(1) except as provided in [subsection] SUBSECTIONS (b) AND (C) of this section, from the revenue from the State admissions and amusement tax on electronic bingo and electronic tip jars under § 4-102(e) of this article:

(i) 1. for fiscal years 2016 through 2021, the revenue attributable to a tax rate of 20% to the Maryland E-Innovation Initiative Fund under § 6-604 of the Economic Development Article;

2. in fiscal year 2022 and in each fiscal year thereafter, the revenue attributable to a tax rate of 20% to the General Fund of the State; and

(ii) the revenue attributable to a tax rate of 5% as follows:

1. to the Special Fund for Preservation of Cultural Arts in Maryland, as provided in § 4-801 of the Economic Development Article, up to an aggregate amount of \$1,000,000 in each fiscal year; and

2. the remainder to the Maryland State Arts Council, as provided in § 4-512 of the Economic Development Article; and

(2) the remaining admissions and amusement tax revenue:

(i) to the Maryland Stadium Authority, county, or municipal corporation that is the source of the revenue; or

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(ii) if the Maryland Stadium Authority and also a county or municipal corporation tax a reduced charge or free admission:

1. 80% of that revenue to the Authority; and
2. 20% to the county or municipal corporation.

(b) From the revenue from the State admissions and amusement tax on electronic bingo and electronic tip jars in Calvert County under § 4–102(e) of this article, the Comptroller shall distribute:

(1) for fiscal years 2014 through 2019, from:

(i) the revenue attributable to a tax rate of 1.5%:

1. \$50,000 to the Boys and Girls Club of the Town of North Beach; and

2. the remainder to the Town of North Beach;

(ii) the revenue attributable to a tax rate of 2.5% to the Town of Chesapeake Beach; and

(iii) the revenue attributable to a tax rate of 4% to the Calvert County Youth Recreational Opportunities Fund under Title 5, Subtitle 19 of the Natural Resources Article; and

(2) for fiscal year 2020 and each fiscal year thereafter, from:

(i) the revenue attributable to a tax rate of 1.5%:

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1. \$50,000 to the Boys and Girls Club of the Town of North Beach; and

2. the remainder to the Town of North Beach;

(ii) the revenue attributable to a tax rate of 2.5% to the Town of Chesapeake Beach; and

(iii) the revenue attributable to a tax rate of 4% to the Calvert County Board of Education for school renovation and renewal projects that may not be used to supplant county funds for public school construction.

(C) FROM THE REVENUE ATTRIBUTABLE TO A TAX RATE OF 5% TO BE DISTRIBUTED TO THE SPECIAL FUND FOR PRESERVATION OF CULTURAL ARTS IN MARYLAND OR THE MARYLAND STATE ARTS COUNCIL UNDER SUBSECTION (A)(1)(II) OF THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE, FOR FISCAL YEAR 2019 AND EACH FISCAL YEAR THEREAFTER, \$250,000 TO THE ARTS COUNCIL OF ANNE ARUNDEL COUNTY.”.

AMENDMENT NO. 24

On pages 20 and 21, strike in their entirety the lines beginning with line 18 on page 20 through line 4 on page 21, inclusive.

AMENDMENT NO. 25

On page 21, after line 11, insert:

“Article – Transportation

13-955.

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(a) In this section, "Fund" means the Maryland Emergency Medical System Operations Fund.

(b) (1) There is a Maryland Emergency Medical System Operations Fund.

(2) THE COMPTROLLER SHALL ADMINISTER THE FUND, INCLUDING ACCOUNTING FOR ALL TRANSACTIONS AND PERFORMING YEAR-END RECONCILIATION.

~~[(2)]~~ (3) The Fund is a continuing, nonlapsing fund which is not subject to § 7-302 of the State Finance and Procurement Article.

~~[(3)]~~ (4) Interest and earnings on the Fund shall be separately accounted for and credited to the Fund, and are not subject to § 6-226(a) of the State Finance and Procurement Article.

(c) The Fund consists of:

(1) Registration surcharges collected under § 13-954 of this subtitle;

(2) All funds, including charges for accident scene transports and interhospital transfers of patients, generated by an entity specified in subsection (e) of this section that is a unit of State government; and

(3) Revenues distributed to the Fund from the surcharges collected under § 7-301(f) of the Courts Article.

(d) Expenditures from the Fund shall be made pursuant to an appropriation approved by the General Assembly in the annual State budget or by the budget amendment procedure provided under § 7-209 of the State Finance and Procurement Article, provided that any budget amendment shall be submitted to and approved by the Legislative Policy Committee prior to the expenditure or obligation of funds.

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(e) The money in the Fund shall be used solely for:

(1) Medically oriented functions of the Department of State Police, Special Operations Bureau, Aviation Division;

(2) The Maryland Institute for Emergency Medical Services Systems;

(3) The R Adams Cowley Shock Trauma Center at the University of Maryland Medical System;

(4) The Maryland Fire and Rescue Institute;

(5) The provision of grants under the Senator William H. Amoss Fire, Rescue, and Ambulance Fund in accordance with the provisions of Title 8, Subtitle 1 of the Public Safety Article; and

(6) The Volunteer Company Assistance Fund in accordance with the provisions of Title 8, Subtitle 2 of the Public Safety Article.”.

AMENDMENT NO. 26

On page 21, in line 23, strike “\$364,825,000” and substitute “\$359,825,000”.

AMENDMENT NO. 27

On pages 21 and 22, strike in their entirety the lines beginning with line 34 on page 21 through line 12 on page 22, inclusive.

AMENDMENT NO. 28

On page 22, in line 14, strike “2018” and substitute “2017”.

AMENDMENT NO. 29

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On page 22, strike in their entirety lines 29 through 33, inclusive; and after line 38, insert:

“SECTION 7. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2017, the Governor may transfer to the State Agency Loan Program Fund \$3,000,000 of the funds in the Jane E. Lawton Conservation Fund established under § 9-20A-07 of the State Government Article.

SECTION 8. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2017, the Governor may transfer to the General Fund \$30,000,000 of the funds in the accounts of the University System of Maryland.

SECTION 9. AND BE IT FURTHER ENACTED, That the unexpended appropriation for utilization review audit contracts, within the Department of Health and Mental Hygiene Developmental Disabilities Administration, that was included in the fiscal year 2017 operating budget (Chapter 143 of the Acts of 2016) is reduced by \$1,040,000 in federal funds and \$1,460,000 in general funds, which shall revert to the General Fund.

SECTION 10. AND BE IT FURTHER ENACTED, That the special fund appropriation within the Department of Housing and Community Development related to administrative fees that was included in the fiscal year 2017 operating budget (Chapter 143 of the Acts of 2016) is reduced by \$187,500 and shall be transferred to the Department of Commerce to be distributed to the Small, Minority, and Women-Owned Businesses Account established under § 9-1A-35 of the State Government Article.

SECTION 11. AND BE IT FURTHER ENACTED, That the unexpended appropriation for the Assistance Payments Program (N00G00.08), within the Department of Human Resources, that was included in the fiscal year 2017 operating budget (Chapter 143 of the Acts of 2016) shall be used by the Department of Human

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Resources to reduce the deficit in the federal Temporary Assistance for Needy Families grant in fiscal year 2017.

SECTION 12. AND BE IT FURTHER ENACTED, That:

(a) The unexpended appropriation for the Department of General Services that was included in the fiscal year 2017 operating budget (Chapter 143 of the Acts of 2016) shall be reduced by \$968,000 in general funds.

(b) The Department of General Services is authorized to process a fiscal year 2017 special fund budget amendment for \$968,000 from eMaryland Marketplace fees that were recorded as a deferred revenue at the close of fiscal year 2016.

SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer to the Education Trust Fund \$2,561,757 of the fund balance in the Small, Minority, and Women-Owned Businesses Account established under § 9-1A-35 of the State Government Article.

SECTION 14. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2018, the Governor may transfer \$150,000 as a grant to the Maryland Humanities Council from the revenue distributed to the Special Fund for Preservation of Cultural Arts in Maryland or the Maryland State Arts Council under § 2-202(a)(1)(ii) of the Tax – General Article.

SECTION 15. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, on or before June 30, 2019, the Governor may transfer \$150,000 as a grant to the Maryland Humanities Council from the revenue distributed to the Special Fund for Preservation of Cultural Arts in Maryland or the Maryland State Arts Council under § 2-202(a)(1)(ii) of the Tax – General Article.”.

AMENDMENT NO. 30

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On page 23, in line 1, strike “if” and substitute “:

(a) If;

in line 3, strike “may” and substitute “shall”; in lines 5 and 6, strike “(a)” and “(b)”, respectively, and substitute “(1)” and “(2)”, respectively; and after line 7, insert:

“(b) If the Office of the Attorney General does not transfer \$11,000,000 of the recovery from the Moody’s Corporation settlement to the General Fund on or before May 1, 2017, the Comptroller shall transfer from the Consumer Protection Recoveries to the General Fund:

(1) \$11,000,000; or

(2) the difference between the amount transferred on or before May 1, 2017, and \$11,000,000.”.

AMENDMENT NO. 31

On page 23, strike in their entirety lines 8 through 23, inclusive, and substitute:

“SECTION 17. AND BE IT FURTHER ENACTED, That:

(a) Except as provided in subsection (b) of this section, the eligibility and benefits rules in place on January 1, 2017, for the Medical Assistance Program and the Supplemental Nutrition Assistance Program may not be altered to:

(1) make it more difficult to qualify for benefits;

(2) expand beneficiary cost sharing to additional services; or

(3) impose new limitations on benefits, except for changes to provider networks and the preferred drug list.

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(b) The eligibility and benefits rules in place on January 1, 2017, for the Medical Assistance Program and the Supplemental Nutrition Assistance Program may be altered if the changes are:

- (1) required under federal law to qualify for the receipt of federal funds;
- (2) included in legislation passed by the General Assembly;
- (3) proposed in the annual State budget submitted to the General Assembly; or
- (4) submitted in writing to the Legislative Policy Committee for a 60-day review and comment period.

SECTION 18. AND BE IT FURTHER ENACTED, That, notwithstanding § 10-645(h)(1) of the Economic Development Article and any other provision of law, for fiscal year 2018 only:

(1) \$4,600,000 from the General State School Fund may not be withheld from the Baltimore City Board of School Commissioners by the State Comptroller and deposited in the Baltimore City Public School Construction Financing Fund established under § 10-656 of the Economic Development Article; and

(2) the Maryland Stadium Authority shall credit \$4,600,000 of the fund balance of the Baltimore City Public School Construction Facilities Fund established under § 10-657 of the Economic Development Article that represents money held in reserve for Baltimore City in accordance with Section 10-645(i) of the Economic Development Article to the Baltimore City Public School Construction Financing Fund to satisfy a portion of the payment required by § 10-645(h)(1) of the Economic Development Article.

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SECTION 19. AND BE IT FURTHER ENACTED, That, on or before November 1, 2017, November 1, 2018, and November 1, 2019, Baltimore City Public Schools shall submit a report to the Governor and, in accordance with § 2-1246 of the State Government Article, the Senate Budget and Taxation Committee and the House Appropriations Committee on the status of the school system’s structural budget deficit and the actions that have been taken to reduce the gap between ongoing revenues and expenditures, including:

(1) the size and components of the structural deficit in the current year and projected for the next year;

(2) the actions that have been taken to reduce the structural deficit accompanied by the ongoing impact of the action on revenues or expenditures;

(3) the joint procurement of goods or services, or shared services, with the City of Baltimore or other jurisdictions that have promoted efficiency and reduced costs;

(4) the alignment of employee personnel contributions and benefits with the City of Baltimore;

(5) savings from the strategic implementation of the Career Pathways and Achievement Units Compensation System;

(6) consolidation or right-sizing of underutilized school facilities, in addition to the requirements of Chapter 647 of the Acts of 2013;

(7) administrative and operational efficiencies at the central office and school levels; and

(8) initiatives and efforts to retain students and attract new students to the school system.”.

AMENDMENT NO. 32

On page 24, before line 1, insert:

“SECTION 22. AND BE IT FURTHER ENACTED, That Section 17 of this Act shall take effect June 1, 2017. It shall remain effective for a period of 2 years and, at the end of May 31, 2019, with no further action required by the General Assembly, Section 17 of this Act shall be abrogated and of no further force and effect.”;

and in line 1, after “That” insert “, except as provided in Section 22 of this Act,”.