

SB1122/263226/1

BY: Senator Bates

AMENDMENTS TO SENATE BILL 1122
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Education –”; in the same line, strike “Constitutional Amendment” and substitute “Funding for Public Education and School Safety”; in line 11, after “schools;” insert “establishing the Safe Schools Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; specifying that money expended from the Fund is supplemental to certain other funds; exempting the Fund from certain provisions of law requiring interest on State money to accrue to the General Fund of the State;”; in line 12, strike “and”; in line 13, strike “this amendment” and substitute “a certain amendment to the Maryland Constitution”; in line 14, after “rejection” insert “; providing for the effective dates of this Act; and generally relating to the use of commercial gaming revenues for public education and school safety”; and after line 20, insert:

“BY adding to

Article - Education

Section 7-1506

Annotated Code of Maryland

(2018 Replacement Volume)

BY repealing and reenacting, without amendments,

Article - State Finance and Procurement

Section 6-226(a)(2)(i)

Annotated Code of Maryland

(Over)

(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article - State Finance and Procurement

Section 6-226(a)(2)(ii)101. and 102.

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)

BY adding to

Article - State Finance and Procurement

Section 6-226(a)(2)(ii)103.

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)”.

AMENDMENT NO. 2

On page 3, in line 1, strike “**AND (3)**” and substitute “**THROUGH (4)**”; in line 13, after “**THE**” insert “**SUPPLEMENTAL FUNDING FIRST SHALL BE ALLOCATED IN THE FOLLOWING MANNER:**”

(I) IN FISCAL YEAR 2020, \$75,000,000 FOR SCHOOL SAFETY CAPITAL COST GRANTS, AS RECOMMENDED BY THE INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION AND APPROVED BY THE BOARD OF PUBLIC WORKS; AND

(II) IN FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER, \$50,000,000 FOR THE SAFE SCHOOLS FUND ESTABLISHED UNDER § 7-1506 OF THE EDUCATION ARTICLE FOR SCHOOL SAFETY GRANTS.

(3) AFTER THE ALLOCATIONS REQUIRED UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE REMAINING”;

and in line 26, strike “(3)” and substitute “(4)”.

AMENDMENT NO. 3

On page 4, after line 7, insert:

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

Article – Education

7-1506.

- (A) IN THIS SECTION, “FUND” MEANS THE SAFE SCHOOLS FUND.
- (B) THERE IS A SAFE SCHOOLS FUND.
- (C) THE PURPOSE OF THE FUND IS TO PROVIDE GRANTS TO COUNTY BOARDS FOR THE IMPLEMENTATION OF APPROVED EMERGENCY SAFETY PLANS AND OTHER SAFETY IMPROVEMENTS RECOMMENDED BY THE MARYLAND CENTER FOR SCHOOL SAFETY.
- (D) THE DEPARTMENT SHALL ADMINISTER THE FUND.
- (E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.
- (F) THE FUND CONSISTS OF:

(Over)

(1) REVENUE DISTRIBUTED TO THE FUND UNDER § 9-1A-30 OF THE STATE GOVERNMENT ARTICLE;

(2) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

(3) ANY INTEREST EARNINGS OF THE FUND; AND

(4) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(G) THE FUND MAY BE USED ONLY TO PROVIDE GRANTS TO COUNTY BOARDS FOR THE IMPLEMENTATION OF APPROVED SCHOOL EMERGENCY PLANS AND OTHER SAFETY IMPROVEMENTS RECOMMENDED BY THE MARYLAND CENTER FOR SCHOOL SAFETY.

(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

(2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO THE FUND.

(I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.

(J) MONEY EXPENDED FROM THE FUND TO COUNTY BOARDS FOR SCHOOL EMERGENCY PLANS AND OTHER SAFETY IMPROVEMENTS IS SUPPLEMENTAL TO AND IS NOT INTENDED TO TAKE THE PLACE OF FUNDING THAT OTHERWISE WOULD BE APPROPRIATED TO COUNTY BOARDS.

Article – State Finance and Procurement

6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

101. the Advance Directive Program Fund; [and]

102. the Make Office Vacancies Extinct Matching Fund;

AND

103. THE SAFE SCHOOLS FUND.”;

and in lines 8 and 12, strike “2.” and “3.”, respectively, and substitute “3.” and “4.”, respectively.

On page 5, after line 3, insert:

“SECTION 5. AND BE IT FURTHER ENACTED, That, except as provided in Section 4 of this Act, this Act shall take effect July 1, 2018.”.