

SENATE BILL 501

M1

(8lr2070)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Environment and Transportation* —

Introduced by **Senators Edwards, Astle, Madaleno, Manno, Mathias, Serafini, and Young**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **State Lakes Protection and Restoration Fund – Purpose, Use, and Funding –**
3 **Alterations**

4 FOR the purpose of altering the purpose and use of the State Lakes Protection and
5 Restoration Fund; requiring the Governor, beginning in a certain fiscal year, to
6 include in the annual budget bill a certain appropriation to the Fund; *requiring the*
7 *Department of Natural Resources to report to the Governor and the General Assembly*
8 *on or before a certain date; providing for the termination of this Act;* and generally
9 relating to the State Lakes Protection and Restoration Fund.

10 BY repealing and reenacting, with amendments,
11 Article – Natural Resources
12 Section 8–205
13 Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber/conference committee amendments.



(2012 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, without amendments,
Article – Natural Resources
Section 8–206
Annotated Code of Maryland
(2012 Replacement Volume and 2017 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Natural Resources

8–205.

(a) In this section, “Fund” means the State Lakes Protection and Restoration Fund.

(b) There is a State Lakes Protection and Restoration Fund.

(c) The purpose of the Fund is to protect and restore State-owned ~~OR~~
~~STATE-OPERATED~~ STATE-MANAGED lakes **BY:**

(1) REMOVING SEDIMENT;

(2) TREATING CONTAMINATED SEDIMENT;

(3) PREVENTING THE SPREAD OF INVASIVE SPECIES;

(4) IMPROVING ECOLOGICAL AND RECREATIONAL VALUE; AND

**(5) TAKING ANY OTHER ACTION THE DEPARTMENT DETERMINES IS
NECESSARY.**

(d) The Secretary 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:

(1) Money appropriated in the State budget to the Fund; and

1 (2) Any other money from any other source accepted for the benefit of the
2 Fund.

3 (g) The Fund may be used only for the protection or restoration of State-owned
4 ~~OR STATE-OPERATED~~ STATE-MANAGED lakes BY:

5 (1) REMOVING SEDIMENT;

6 (2) TREATING CONTAMINATED SEDIMENT;

7 (3) PREVENTING THE SPREAD OF INVASIVE SPECIES;

8 (4) IMPROVING ECOLOGICAL AND RECREATIONAL VALUE; AND

9 (5) TAKING ANY OTHER ACTION THE DEPARTMENT DETERMINES IS
10 NECESSARY.

11 (h) (1) The State Treasurer shall invest the money of the Fund in the same
12 manner as other State money may be invested.

13 (2) Any interest earnings of the Fund shall be credited to the Fund.

14 (i) Expenditures from the Fund may be made only in accordance with the State
15 budget.

16 (j) Money expended from the Fund for the protection or restoration of
17 State-owned ~~OR STATE-OPERATED~~ STATE-MANAGED lakes is supplemental to and is
18 not intended to take the place of funding that would otherwise be appropriated for the
19 protection or restoration of State-owned ~~OR STATE-OPERATED~~ STATE-MANAGED lakes.

20 (K) FOR FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER, THE
21 GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF
22 ~~\$3,000,000~~ \$1,000,000 TO THE FUND.

23 8-206.

24 (a) The Department shall develop a working budget for the funds received from
25 the State Lakes Protection and Restoration Fund established under § 8-205 of this subtitle.

26 (b) The Department shall develop, in coordination with local governments,
27 organizations, and citizens, an annual work plan that prioritizes and details projects that
28 will receive funding from the State Lakes Protection and Restoration Fund.

29 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 1,
30 2021, the Department of Natural Resources shall report to the Governor and, in accordance
31 with § 2-1246 of the State Government Article, the General Assembly on:

1 (1) the status of the State Lakes Protection and Restoration Fund;

2 (2) the amount of money expended from the Fund for the protection or
3 restoration of State-owned or State-managed lakes;

4 (3) the costs incurred in administering the Fund; and

5 (4) any recommendations for the Fund.

6 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 2018. It shall remain effective for a period of 4 years and, at the end of June 30, 2022,
8 this Act, with no further action required by the General Assembly, shall be abrogated and of
9 no further force and effect.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.