

SENATE BILL 501

M1

8lr2070
CF HB 801

By: **Senators Edwards, Astle, Madaleno, Manno, Mathias, Serafini, and Young**

Introduced and read first time: January 29, 2018

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: March 13, 2018

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; and generally
7 relating to the State Lakes Protection and Restoration Fund.

8 BY repealing and reenacting, with amendments,
9 Article – Natural Resources
10 Section 8–205
11 Annotated Code of Maryland
12 (2012 Replacement Volume and 2017 Supplement)

13 BY repealing and reenacting, without amendments,
14 Article – Natural Resources
15 Section 8–206
16 Annotated Code of Maryland
17 (2012 Replacement Volume and 2017 Supplement)

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

20 **Article – Natural Resources**

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.



1 8–205.

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

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

5 (c) The purpose of the Fund is to protect and restore State–owned **OR**
6 **STATE–OPERATED** lakes **BY:**

7 (1) **REMOVING SEDIMENT;**

8 (2) **TREATING CONTAMINATED SEDIMENT;**

9 (3) **PREVENTING THE SPREAD OF INVASIVE SPECIES;**

10 (4) **IMPROVING ECOLOGICAL AND RECREATIONAL VALUE; AND**

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

13 (d) The Secretary shall administer the Fund.

14 (e) (1) The Fund is a special, nonlapsing fund that is not subject to § 7–302 of
15 the State Finance and Procurement Article.

16 (2) The State Treasurer shall hold the Fund separately, and the
17 Comptroller shall account for the Fund.

18 (f) The Fund consists of:

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

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

22 (g) The Fund may be used only for the protection or restoration of State–owned
23 **OR STATE–OPERATED** lakes **BY:**

24 (1) **REMOVING SEDIMENT;**

25 (2) **TREATING CONTAMINATED SEDIMENT;**

26 (3) **PREVENTING THE SPREAD OF INVASIVE SPECIES;**

1 (4) IMPROVING ECOLOGICAL AND RECREATIONAL VALUE; AND

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

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

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

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

9 (j) Money expended from the Fund for the protection or restoration of
10 State-owned OR STATE-OPERATED lakes is supplemental to and is not intended to take
11 the place of funding that would otherwise be appropriated for the protection or restoration
12 of State-owned OR STATE-OPERATED lakes.

13 (K) FOR FISCAL YEAR 2020 AND EACH FISCAL YEAR THEREAFTER, THE
14 GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF
15 \$3,000,000 TO THE FUND.

16 8-206.

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

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

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
23 1, 2018.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.