

HOUSE BILL 133

B1, P1

(PRE-FILED)

11r0632
CF SB 30

By: **Delegate Korman**

Requested: September 16, 2020

Introduced and read first time: January 13, 2021

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Finance and Procurement – Appropriation Reductions**
3 **(Board of Public Works Budget Reduction Clarification Act)**

4 FOR the purpose of limiting the authorization for the Governor, with the approval of the
5 Board of Public Works, to reduce certain appropriations to not more than a certain
6 percent of the total appropriation for any line item in the State operating budget in
7 any fiscal year; altering the number of business days the Board must wait before
8 approving a proposed reduction of an appropriation after the Secretary of Budget
9 and Management publishes and provides certain notice of the proposed reduction;
10 and generally relating to the State budget and the Department of Budget and
11 Management.

12 BY repealing and reenacting, with amendments,
13 Article – State Finance and Procurement
14 Section 7–213
15 Annotated Code of Maryland
16 (2015 Replacement Volume and 2020 Supplement)

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

19 **Article – State Finance and Procurement**

20 7–213.

21 (a) (1) Subject to paragraph (2) of this subsection and except as provided in
22 subsection (b) of this section, with the approval of the Board of Public Works, the Governor
23 may reduce, by not more than **25% OF THE TOTAL APPROPRIATION FOR ANY LINE ITEM**
24 **IN THE STATE OPERATING BUDGET IN ANY FISCAL YEAR**, any appropriation:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (i) that the Governor considers unnecessary; or

2 (ii) that is subject to budgetary reductions required under the budget
3 bill as approved by the General Assembly.

4 (2) At least [3] 10 business days before the Board of Public Works may
5 approve a proposed reduction of an appropriation under this subsection, the Secretary of
6 Budget and Management shall:

7 (i) publish on the Department of Budget and Management's Web
8 site, in a machine-readable format, notice of the proposed reduction, including:

9 1. the name of the State agency or program for which the
10 appropriation is intended and a brief narrative summary of the impact of the proposed
11 reduction on the State agency or program;

12 2. the amount of the proposed reduction in both dollar and
13 percentage values;

14 3. the fund source of the appropriation subject to the
15 proposed reduction; and

16 4. any projected reductions in workforce as a result of the
17 proposed reduction;

18 (ii) provide the notice required under subparagraph (i) of this
19 paragraph to the Board of Public Works for publication, in a machine-readable format, on
20 the Board's Web site; and

21 (iii) provide written notice of the proposed reduction, including the
22 items specified under subparagraph (i) of this paragraph, to:

23 1. the Legislative Policy Committee;

24 2. the Senate Budget and Taxation Committee; and

25 3. the House Appropriations Committee.

26 (b) (1) The Governor may not reduce an appropriation to the Legislative
27 Branch or the Judicial Branch of the State government.

28 (2) The Governor may not reduce an appropriation for:

29 (i) payment of the principal of or interest on the State debt;

30 (ii) public schools, including the Maryland School for the Deaf;

1 (iii) the Maryland School for the Blind; or

2 (iv) the salary of a public officer, during the term of office.

3 (3) Except as provided in § 8–109 of the State Personnel and Pensions
4 Article, the Governor may not reduce an appropriation for the salary of any nontemporary
5 employee in the State Personnel Management System.

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
7 1, 2021.