

# HOUSE BILL 133

B1, P1

(PRE-FILED)

11r0632  
CF SB 30

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By: **Delegate Korman**

Requested: September 16, 2020

Introduced and read first time: January 13, 2021

Assigned to: Appropriations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 11, 2021

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## CHAPTER \_\_\_\_\_

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~~ eight-digit program in the State  
7 operating budget in any fiscal year; altering the number of business days the Board  
8 must wait before approving a proposed reduction of an appropriation after the  
9 Secretary of Budget and Management publishes and provides certain notice of the  
10 proposed reduction; and generally relating to the State budget and the Department  
11 of Budget and 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.

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

6 (i) that the Governor considers unnecessary; or

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

9 (2) At least ~~[3] 10 7 business~~ **CALENDAR** days before the Board of Public  
10 Works may approve a proposed reduction of an appropriation under this subsection, the  
11 Secretary of Budget and Management shall:

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

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

17 2. the amount of the proposed reduction in both dollar and  
18 percentage values;

19 3. the fund source of the appropriation subject to the  
20 proposed reduction; and

21 4. any projected reductions in workforce as a result of the  
22 proposed reduction;

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

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

28 1. the Legislative Policy Committee;

29 2. the Senate Budget and Taxation Committee; and

30 3. the House Appropriations Committee.

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

- 1           (2)    The Governor may not reduce an appropriation for:
- 2                   (i)     payment of the principal of or interest on the State debt;
- 3                   (ii)    public schools, including the Maryland School for the Deaf;
- 4                   (iii)  the Maryland School for the Blind; or
- 5                   (iv)   the salary of a public officer, during the term of office.
- 6           (3)    Except as provided in § 8–109 of the State Personnel and Pensions
- 7 Article, the Governor may not reduce an appropriation for the salary of any nontemporary
- 8 employee in the State Personnel Management System.

9           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July

10 1, 2021.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.