

SENATE BILL 30

B1, P1

(PRE-FILED)

11r0710
CF HB 133

By: **Senators Elfreth and Guzzone**

Requested: September 18, 2020

Introduced and read first time: January 13, 2021

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 23, 2021

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.

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~~ LEGISLATIVE
4 APPROPRIATION AS APPROVED BY THE GENERAL ASSEMBLY FOR ANY LINE ITEM
5 EIGHT-DIGIT PROGRAM IN THE STATE OPERATING BUDGET IN ANY FISCAL YEAR,
6 any appropriation:

7 (i) that the Governor considers unnecessary; or

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

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

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

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

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

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

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

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

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

29 1. the Legislative Policy Committee;

30 2. the Senate Budget and Taxation Committee; and

31 3. the House Appropriations Committee.

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

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

- 4 (i) payment of the principal of or interest on the State debt;
- 5 (ii) public schools, including the Maryland School for the Deaf;
- 6 (iii) the Maryland School for the Blind; or
- 7 (iv) the salary of a public officer, during the term of office.

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

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
12 1, 2021.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.