

Chapter 209

**(Senate Bill 789)**

AN ACT concerning

**Baltimore City – Visit Baltimore – Appropriation Calculation**

FOR the purpose of altering the method by which a certain annual appropriation in the Baltimore City budget to Visit Baltimore is calculated for certain fiscal years; altering the termination date of the Visit Baltimore appropriation; and generally relating to hotel room taxes and convention center marketing and tourism promotion in Baltimore City.

BY repealing and reenacting, with amendments,

The Charter of Baltimore City

Article II – General Powers

Section (40)(e)

(2007 Replacement Volume, as amended)

(As enacted by Chapter 151 of the Acts of the General Assembly of 2007, as amended by Chapter 197 of the Acts of the General Assembly of 2012 and Chapter 597 of the Acts of the General Assembly of 2017)

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

**The Charter of Baltimore City**

Article II – General Powers

The Mayor and City Council of Baltimore shall have full power and authority to exercise all of the powers heretofore or hereafter granted to it by the Constitution of Maryland or by any Public General or Public Local Laws of the State of Maryland; and in particular, without limitation upon the foregoing, shall have power by ordinance, or such other method as may be provided for in its Charter, subject to the provisions of said Constitution and Public General Laws:

(40)

(e) (1) For each fiscal year beginning on or after July 1, 1997 but before July 1, [2022] **2027**, the Mayor and City Council shall appropriate from its General Fund to Visit Baltimore for the marketing and operations of the Convention Center and tourism promotion an amount equal to at least 40% of the proceeds of any hotel room tax imposed.

(2) **(1)** If the appropriation made for any fiscal year pursuant to paragraph (1) of this subsection is less than the amount required when compared to ~~f~~actual

receipts for the completed fiscal year] ~~THE AVERAGE OF THE ACTUAL HOTEL ROOM TAX RECEIPTS RECEIVED FROM THE IMMEDIATELY PRECEDING 3-YEAR ROLLING AVERAGE~~, the difference shall be added to the appropriation to be made for the second succeeding fiscal year. If the appropriation made for any fiscal year pursuant to paragraph (1) of this subsection is more than the amount required when compared to [actual receipts for the completed fiscal year] ~~THE AVERAGE OF THE ACTUAL HOTEL ROOM TAX RECEIPTS RECEIVED FROM THE IMMEDIATELY PRECEDING 3-YEAR ROLLING AVERAGE~~, the difference may be deleted from the appropriation to be made for the second succeeding fiscal year.

**(II) FOR EACH FISCAL YEAR BEGINNING ON OR AFTER JULY 1, 2022, THE APPROPRIATION MADE FOR ANY FISCAL YEAR UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE CALCULATED FROM THE ACTUAL HOTEL ROOM TAX RECEIPTS RECEIVED FROM THE IMMEDIATELY PRECEDING 3-YEAR ROLLING AVERAGE.**

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

**Approved by the Governor, May 18, 2021.**