

# SENATE BILL 378

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CF 2lr2753

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By: Senator Jackson

Introduced and read first time: January 21, 2022

Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Tri-County Council for Southern Maryland – Funding for Southern Maryland**  
3 **Agricultural Development Commission**

4 FOR the purpose of requiring the Governor to appropriate a certain amount to the  
5 Tri-County Council for Southern Maryland from the Cigarette Restitution Fund in  
6 certain fiscal years; requiring the funds appropriated under this Act to be used for  
7 the purpose of funding certain activities of the Southern Maryland Agricultural  
8 Development Commission; and generally relating to the Tri-County Council for  
9 Southern Maryland.

10 BY repealing and reenacting, without amendments,  
11 Article – Economic Development  
12 Section 13–601  
13 Annotated Code of Maryland  
14 (2018 Replacement Volume and 2021 Supplement)

15 BY repealing and reenacting, with amendments,  
16 Article – Economic Development  
17 Section 13–611  
18 Annotated Code of Maryland  
19 (2018 Replacement Volume and 2021 Supplement)

20 BY repealing and reenacting, with amendments,  
21 Article – State Finance and Procurement  
22 Section 7–114(b), 7–118(b)(2), and 7–317(f)  
23 Annotated Code of Maryland  
24 (2021 Replacement Volume)

25 BY repealing and reenacting, without amendments,  
26 Article – State Finance and Procurement  
27 Section 7–317(a)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



## Annotated Code of Maryland (2021 Replacement Volume)

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

## Article – Economic Development

6 13-601.

(a) In this subtitle the following words have the meanings indicated.

(b) "Commissioners" means the Board of County Commissioners of Calvert County, Charles County, or St. Mary's County, respectively.

10 (c) "Council" means the Tri-County Council for Southern Maryland.

11 (d) "Executive Director" means the Executive Director of the Council.

12 (e) "Plan" means a regional plan that the Council prepares for the region.

13 (f) "Region" means Calvert, Charles, and St. Mary's counties.

14 13-611.

15 (a) The State and Calvert, Charles, and St. Mary's counties may jointly finance  
16 the Council and its activities.

17 (b) (1) The State may provide financial support to the Council to assist in  
18 carrying out the activities of the Council.

22 (ii) The submission shall include supporting schedules to show how  
23 the budget is financed, and to provide for review and recommendations.

24 (iii) After review, the Department shall forward the submission and  
25 any recommendations to the Department of Budget and Management for consideration.

28 (II) 1. FOR FISCAL YEAR 2024 AND EACH FISCAL YEAR  
29 THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN  
30 APPROPRIATION OF \$900,000 TO THE COUNCIL FROM THE CIGARETTE

1 **1 RESTITUTION FUND ESTABLISHED UNDER § 7-317 OF THE STATE FINANCE AND**  
2 **PROCUREMENT ARTICLE.**

3 **2. THE COUNCIL SHALL USE FUNDS APPROPRIATED**  
4 **FROM THE CIGARETTE RESTITUTION FUND FOR THE PURPOSE OF FUNDING THE**  
5 **ACTIVITIES OF THE SOUTHERN MARYLAND AGRICULTURAL DEVELOPMENT**  
6 **COMMISSION.**

7 **3. THE APPROPRIATION REQUIRED UNDER**  
8 **SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH SHALL BE IN ADDITION TO, AND MAY**  
9 **NOT SUPPLANT, ANY FUNDING APPROPRIATED TO THE COUNCIL.**

10 (c) (1) The county commissioners of Calvert, Charles, and St. Mary's counties  
11 shall appropriate money each year for the Council to foster cooperative planning and  
12 development in the region as follows:

13 (i) Calvert County – \$125,000;  
14 (ii) Charles County – \$125,000; and  
15 (iii) St. Mary's County – \$125,000.

16 (2) Calvert, Charles, and St. Mary's counties may appropriate any other  
17 money for the Council as they consider necessary and appropriate.

18 (d) The Council may accept additional money from any other public or private  
19 source.

20 **Article – State Finance and Procurement**

21 7-114.

22 (b) Each budget bill shall contain a separate section that includes the  
23 appropriation for:

24 (1) each Component of the Tobacco Program;  
25 (2) each Component of the Cancer Program; [and]

26 (3) **THE TRI-COUNTY COUNCIL FOR SOUTHERN MARYLAND, IN**  
27 **ACCORDANCE WITH § 13-611 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND**

28 (4) any other program that is funded with money from the Cigarette  
29 Restitution Fund established under § 7-317 of this title.

30 7-118.

3 (i) the Tobacco Program, including the proposed expenditures for:

8 (ii) the Cancer Program, including the proposed expenditures for:

(IV) any other program that is funded with the Cigarette Restitution Fund established under § 7-317 of this title.

27 7-317.

28 (a) There is a Cigarette Restitution Fund.

(f) (1) The Cigarette Restitution Fund shall be used to fund:

(i) the Tobacco Use Prevention and Cessation Program established under Title 13, Subtitle 10 of the Health – General Article;

4 (ii) the Cancer Prevention, Education, Screening, and Treatment  
5 Program established under Title 13, Subtitle 11 of the Health – General Article; [and]

6 (iii) THE ACTIVITIES OF THE SOUTHERN MARYLAND  
7 AGRICULTURAL DEVELOPMENT COMMISSION, IN ACCORDANCE WITH § 13-611 OF  
8 THE ECONOMIC DEVELOPMENT ARTICLE; AND

(IV) other programs that serve the following purposes:

10 1. reduction of the use of tobacco products by individuals  
11 under the age of 21 years;

16 3. public and school education campaigns to decrease tobacco  
17 use with initial emphasis on areas targeted by tobacco manufacturers in marketing and  
18 promoting cigarette and tobacco products;

19 4. smoking cessation programs;

20 5. enforcement of the laws regarding tobacco sales;

29 9. substance abuse treatment and prevention programs; and

30 10. any other public purpose.

31 (2) The provisions of this subsection may not be construed to affect the  
32 Governor's powers with respect to a request for an appropriation in the annual budget bill.

1           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
2   1, 2022.