

Department of Legislative Services
Maryland General Assembly
2023 Session

FISCAL AND POLICY NOTE
Enrolled - Revised

House Bill 1298
Appropriations

(Delegate Chang)

Budget and Taxation

Prior Authorizations of State Debt - Alterations

This bill modifies authorizations of State debt in prior year capital budgets by extending deadlines for expending or encumbering funds, removing matching fund requirements, renaming grant recipients, altering project locations, and/or altering the purpose for which funds may be used. In some cases, altering the purpose of grant funds merely makes minor or technical changes for how the funds may be used; in other cases, grant funds may be reassigned to an entirely different purpose. The bill also (1) repeals a requirement that a specified grantee convey and grant a historic easement to the Maryland Historical Trust (MHT) and (2) restricts the Baltimore City Mayor and City Council from expending or encumbering specified grant funds until the Baltimore City Council passes a resolution to rename a certain field. **The bill takes effect June 1, 2023.**

Fiscal Summary

State Effect: The bill modifies the conditions under which State grant funds may be used. These changes do not materially affect State finances.

Local Effect: None, unless the grantee is a local government.

Small Business Effect: None.

Analysis

Bill Summary: Several prior authorizations of State debt are consolidated into an omnibus bill. The types of modifications to prior authorizations of State debt that have been consolidated into the bill are shown in **Appendix 1**, by current project name, jurisdiction for the current project, and the year of the initial authorization.

Current Law: In general, when a matching fund is required, a grantee must present evidence of the matching fund to the Board of Public Works within two years of the authorization for State debt, and the matching fund must be certified prior to the grantee's expending or encumbering State funds.

Generally, and if applicable, specified grantees must convey a historic easement to MHT as specified in the annual capital budget bill.

Chapter 153 of 2003 established a seven-year limitation on the authority to spend an appropriation for a capital expenditure and a seven-year limitation on the authorization for State debt unless otherwise provided in an enabling act. The Act applies to all debt authorized on or after June 1, 1997.

Additional Information

Prior Introductions: Similar legislation has not been introduced within the last three years.

Designated Cross File: None.

Information Source(s): Department of General Services; Department of Legislative Services

Fiscal Note History: First Reader - March 17, 2023
km/jkb Third Reader - April 5, 2023
Revised - Amendment(s) - April 5, 2023
Enrolled - May 3, 2023
Revised - Amendment(s) - May 3, 2023

Analysis by: Trevor S. Owen

Direct Inquiries to:
(410) 946-5510
(301) 970-5510

Appendix 1 – Modifications to Prior Authorizations Consolidated into the Bill

<u>Current Project Name</u>	<u>Current Jurisdiction</u>	<u>Year of Initial Authorization</u>	<u>Change(s)</u>
Warner Manor	Montgomery County	2006	Deadline ¹ Removal of match ² Removal of easement requirement ³
Education Based Latino Outreach ADA/Elevator Project	Baltimore City	2013	Deadline ¹ Removal of match ² Purpose Grantee
Greenmount Construction Jobs Training Center	Baltimore City	2014	Deadline ¹ Removal of match ²
Highway and Street Improvements – Baltimore County	Baltimore County	2015	Deadline ¹ Purpose
Baltimore County Streetscaping	Baltimore County	2016	Deadline ¹ Purpose
Hospice House of Charles County	Charles County	2016	Deadline ¹ Removal of match ² Purpose Grantee

<u>Current Project Name</u>	<u>Current Jurisdiction</u>	<u>Year of Initial Authorization</u>	<u>Change(s)</u>
Brunswick Heritage Museum Building	Frederick County	2016	Deadline ¹ Removal of match ²
Adventist Healthcare Shady Grove Medical Center	Montgomery County	2016	Deadline ¹
Union Hospital of Cecil County	Cecil County	2017	Deadline ¹
Sellers Mansion	Baltimore City	2018	Purpose Grantee
Prince George's County Volunteer Marine, Fire and Rescue Department	Prince George's County	2018	Removal of match ²
Potomac Watershed Study Center	Prince George's County	2018	Deadline ¹ Removal of match ²
Carrollton Hall Restoration	Howard County	2019	Deadline ¹ Removal of match ² Purpose Grantee
Boys and Girls Club	Charles County	2019	Grantee

<u>Current Project Name</u>	<u>Current Jurisdiction</u>	<u>Year of Initial Authorization</u>	<u>Change(s)</u>
Kennedy Krieger Institute – Gompers School Building (2020)	Baltimore City	2020	Deadline ¹ Purpose Grantee Other ⁴
Sparrows Point High School Scoreboards	Baltimore County	2020	Removal of match ² Purpose
Baltimore Penn Station Redevelopment (2021)	Baltimore City	2021	Grantee
Kennedy Krieger Institute – Gompers School Building (2021)	Baltimore City	2021	Purpose Grantee
Ellicott City Pedestrian Utility Bridge	Howard County	2021	Deadline ¹ Purpose
Aviation Career Trade School	Baltimore County	2021	Deadline ¹ Purpose
Born2Bmore Boys and Girls Club	Baltimore County	2021	Purpose
Foundation for Arts, Music, and Education	Prince George’s County	2021	Deadline ¹ Grantee
Baltimore Penn Station Redevelopment (2022)	Baltimore City	2022	Grantee

<u>Current Project Name</u>	<u>Current Jurisdiction</u>	<u>Year of Initial Authorization</u>	<u>Change(s)</u>
Old Town Bowie – Historical Properties	Prince George’s County	2022	Purpose
Town of Hancock Revitalization	Washington County	2022	Purpose Grantee Location ⁵
Glenn L. Martin Maryland Aviation Museum	Baltimore County	2022	Purpose
Benjamin Banneker Historical Park and Museum	Baltimore County	2022	Purpose Grantee Location ⁶
Fort to 400 Commission	St. Mary’s County	2022	Purpose
Newtowne Community Resource Center	Anne Arundel County	2022	Purpose
Newtowne Manor House	St. Mary’s County	2022	Purpose Grantee
St. James Public Comfort Station	St. Mary’s County	2022	Purpose Grantee

ADA: Americans with Disabilities Act

¹ Extends the deadline to expend or encumber funds.

² Removes the requirement that the grantee raise matching funds; makes technical changes to certification requirements as appropriate.

³ Removes a requirement that the grantee grant and convey a historic easement to the Maryland Historical Trust.

⁴ Restricts the Baltimore City Mayor and City Council (grantees) from encumbering or expending the specified authorization until the Baltimore City Council passes a resolution to rename the Reach Partnership Field as the Senator Robert L. Dalton Stadium.

⁵ Alters the location of specified projects to be within Allegany County.

⁶ Alters the location of the project to be within Anne Arundel County.

Note: Hospice of the Chesapeake acquired Hospice of Charles County in 2020. Accordingly, the purpose change noted above is technical as the Hospice House of Charles County *is* the Hospice of the Chesapeake Facility. The grantee for that project, however, is changed to be the parent nonprofit organization.

Source: Department of Legislative Services