

SENATE BILL 597

01, 03

(4lr0407)

ENROLLED BILL

— *Education, Energy, and the Environment and Budget and Taxation/Environment and Transportation* —

Introduced by **Senator Guzzone**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Human Services – Individuals With Disabilities and Service-Disabled Veterans**
3 **Boating Fund**

4 FOR the purpose of establishing the Individuals With Disabilities and Service-Disabled
5 Veterans Boating Fund; requiring the Department of Disabilities to administer the
6 Fund; establishing the qualifications for certain organizations to receive grants from
7 the Fund; ~~authorizing the Governor to include in the annual budget bill a certain~~
8 ~~appropriation for the Fund;~~ and generally relating to the Individuals With
9 Disabilities and Service-Disabled Veterans Boating Fund.

10 BY adding to

11 Article – Human Services

12 Section 7-1101 and 7-1102 to be under the new subtitle “Subtitle 11. Individuals
13 With Disabilities and Service-Disabled Veterans Boating Fund”

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.

Italics indicate opposite chamber/conference committee amendments.



1 Annotated Code of Maryland
2 (2019 Replacement Volume and 2023 Supplement)

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

5 **Article – Human Services**

6 **SUBTITLE 11. INDIVIDUALS WITH DISABILITIES AND SERVICE-DISABLED**
7 **VETERANS BOATING FUND.**

8 **7-1101.**

9 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
10 INDICATED.

11 (B) “DEPARTMENT” MEANS THE DEPARTMENT OF DISABILITIES.

12 (C) “FUND” MEANS THE INDIVIDUALS WITH DISABILITIES AND
13 SERVICE-DISABLED VETERANS BOATING FUND.

14 (D) (1) “INDIVIDUALS WITH DISABILITIES” MEANS INDIVIDUALS
15 CONSIDERED DISABLED IN ACCORDANCE WITH THE FEDERAL AMERICANS WITH
16 DISABILITIES ACT OF 1990, 42 U.S.C. § 12102.

17 (2) “INDIVIDUALS WITH DISABILITIES” INCLUDES INDIVIDUALS WITH
18 LEARNING DISABILITIES.

19 (E) “SECRETARY” MEANS THE SECRETARY OF DISABILITIES.

20 (F) “SERVICE-DISABLED VETERAN” MEANS A VETERAN WITH A DISABILITY
21 THAT IS SERVICE-CONNECTED, AS DEFINED IN 38 U.S.C. § 101(16).

22 **7-1102.**

23 (A) THERE IS AN INDIVIDUALS WITH DISABILITIES AND
24 SERVICE-DISABLED VETERANS BOATING FUND.

25 (B) THE PURPOSE OF THE FUND IS TO PROVIDE SAILING, BOATING,
26 KAYAKING, CANOEING, ~~AND PADDLEBOARDING~~ PADDLEBOARDING, AND SURFING
27 OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES AND SERVICE-DISABLED
28 VETERANS.

29 (C) THE DEPARTMENT SHALL ADMINISTER THE FUND.

1 (D) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT
2 SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

3 (2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY,
4 AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

5 (E) THE FUND CONSISTS OF:

6 (1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND; AND

7 (2) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR
8 THE BENEFIT OF THE FUND.

9 (F) THE FUND MAY BE USED ONLY FOR:

10 (1) PROVIDING STATE GRANTS UNDER THIS SECTION; AND

11 (2) ADMINISTRATIVE EXPENSES OF THE DEPARTMENT IN
12 ADMINISTERING THE FUND.

13 (G) ~~IN FISCAL YEAR 2026 AND EACH FISCAL YEAR THEREAFTER, THE~~
14 ~~GOVERNOR MAY INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF~~
15 ~~\$500,000 TO THE FUND FOR THE PURPOSE OF MAKING THE STATE GRANTS UNDER~~
16 ~~THIS SECTION.~~

17 ~~(H)~~ (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE
18 DEPARTMENT MAY PROVIDE A GRANT OF NOT MORE THAN \$40,000 IN A FISCAL YEAR
19 TO A GRANTEE TO PROVIDE SAILING, BOATING, KAYAKING, CANOEING, ~~OR~~
20 ~~PADDLEBOARDING~~ PADDLEBOARDING, OR SURFING OPPORTUNITIES FOR
21 INDIVIDUALS WITH DISABILITIES OR SERVICE-DISABLED VETERANS.

22 (2) THE DEPARTMENT MAY PROVIDE GRANTS UNDER THIS SECTION
23 ONLY TO A NONPROFIT ORGANIZATION IN GOOD STANDING THAT:

24 (I) IS QUALIFIED UNDER § 501(C)(3) OF THE INTERNAL
25 REVENUE CODE;

26 (II) HAS BEEN IN OPERATION FOR AT LEAST 3 YEARS,
27 NOTWITHSTANDING A CESSATION OF OPERATIONS DURING A NATIONAL OR PUBLIC
28 HEALTH EMERGENCY ISSUED:

29 1. BY THE PRESIDENT OF THE UNITED STATES UNDER §
30 201, § 202(D), OR § 301 OF THE FEDERAL NATIONAL EMERGENCIES ACT; OR

1 **2. BY THE SECRETARY OF HEALTH AND HUMAN**
2 **SERVICES UNDER THE FEDERAL PUBLIC HEALTH SERVICE ACT; AND**

3 **(III) HAS ENGAGED INDIVIDUALS WITH DISABILITIES OR**
4 **SERVICE-DISABLED VETERANS IN SAILING, BOATING, KAYAKING, CANOEING, ~~OR~~**
5 **~~PADDLEBOARDING~~ PADDLEBOARDING, OR SURFING ACTIVITIES ON ~~THE~~**
6 **~~CHESAPEAKE BAY OR ITS TRIBUTARIES~~ STATE WATERS AT LEAST 25 TIMES IN EACH**
7 **OF THE PAST 3 YEARS.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
9 1, 2024.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.