

HOUSE BILL 1459

C8

5lr3028
CF SB 861

By: **Delegates Buckel, Hinebaugh, and Wivell**

Introduced and read first time: February 7, 2025

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Economic Development – Western Maryland Economic Future Investment**
3 **Board and Senator George C. Edwards Fund – Alterations**

4 FOR the purpose of altering the composition of the Western Maryland Economic Future
5 Investment Board; providing that the Executive Director serves as a nonvoting
6 member of the Board, except under a certain circumstance; altering the purpose of
7 the Senator George C. Edwards Fund; extending the fiscal years in which the
8 Governor is required to include a certain appropriation in the annual budget bill to
9 the Fund; altering the criteria that the Board must consider when awarding certain
10 grant and loan funding from the Fund; and generally relating to the Western
11 Maryland Economic Future Investment Board and the Senator George C. Edwards
12 Fund.

13 BY repealing and reenacting, with amendments,
14 Article – Economic Development
15 Section 13–737, 13–739, and 13–740
16 Annotated Code of Maryland
17 (2024 Replacement Volume and 2024 Supplement)

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

20 **Article – Economic Development**

21 13–737.

22 (a) There is a Western Maryland Economic Future Investment Board.

23 (b) The Board consists of the following members:

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 [(1) one representative from the Department of Commerce, appointed by the
2 Secretary of Commerce, who shall serve as a nonvoting member;

3 (2) one representative of an economic development organization in each
4 member county, appointed by each member county's respective commissioners, who shall
5 serve as a nonvoting member;

6 (3) one representative from District 1, appointed by the Speaker of the
7 House, in consultation with the District 1 delegation to the Maryland General Assembly;

8 (4) one representative from District 2, appointed by the President of the
9 Senate, in consultation with the District 2 delegation to the Maryland General Assembly;

10 (5) one county commissioner from each member county;

11 (6) one representative from District 1, appointed by the President of the
12 Senate, in consultation with the District 1 delegation to the Maryland General Assembly,
13 who shall serve as a nonvoting member;

14 (7) one representative from District 2, in consultation with the District 2
15 delegation to the Maryland General Assembly, appointed by the Speaker of the House, who
16 shall serve as a nonvoting member;

17 (8) the State Senator representing District 1, who shall serve as an ex
18 officio nonvoting member;

19 (9) the State Senator representing District 2, who shall serve as an ex
20 officio nonvoting member;

21 (10) a member of the House of Delegates representing a subdistrict in
22 District 1, appointed by the Speaker of the House, who shall serve as an ex officio nonvoting
23 member; and

24 (11) a member of the House of Delegates representing a subdistrict in
25 District 2, appointed by the Speaker of the House, who shall serve as an ex officio nonvoting
26 member]

27 **(1) ONE REPRESENTATIVE FROM DISTRICT 1, APPOINTED BY THE**
28 **SPEAKER OF THE HOUSE, IN CONSULTATION WITH THE DISTRICT 1 DELEGATION TO**
29 **THE MARYLAND GENERAL ASSEMBLY;**

30 **(2) ONE REPRESENTATIVE FROM DISTRICT 1, APPOINTED BY THE**
31 **PRESIDENT OF THE SENATE, IN CONSULTATION WITH THE DISTRICT 1 DELEGATION**
32 **TO THE MARYLAND GENERAL ASSEMBLY;**

1 **(3) ONE REPRESENTATIVE FROM DISTRICT 2, APPOINTED BY THE**
2 **SPEAKER OF THE HOUSE, IN CONSULTATION WITH THE DISTRICT 2 DELEGATION TO**
3 **THE MARYLAND GENERAL ASSEMBLY;**

4 **(4) ONE REPRESENTATIVE FROM DISTRICT 2, APPOINTED BY THE**
5 **PRESIDENT OF THE SENATE, IN CONSULTATION WITH THE DISTRICT 2 DELEGATION**
6 **TO THE MARYLAND GENERAL ASSEMBLY; AND**

7 **(5) THE EXECUTIVE DIRECTOR, AS A NONVOTING MEMBER, EXCEPT**
8 **THAT THE EXECUTIVE DIRECTOR MAY VOTE TO BREAK A TIE ON ANY ITEM VOTED**
9 **BY THE BOARD.**

10 (c) The voting members of the Board may elect a chair from among the Board's
11 members.

12 (d) The Council shall provide staff for the Board.

13 (e) A member of the Board:

14 (1) may not receive compensation as a member of the Board; but

15 (2) is entitled to reimbursement for expenses under the Standard State
16 Travel Regulations, as provided in the State budget.

17 (f) The voting members of the Board shall have final approval authority on:

18 (1) disbursements from the Fund; and

19 (2) projects selected in accordance with § 13-740 of this subtitle.

20 13-739.

21 (a) There is a Senator George C. Edwards Fund.

22 (b) The purpose of the Fund is to provide grant or loan funding to [capital
23 infrastructure projects and business development projects that improve the economic
24 conditions] **CREATE JOBS AND SIGNIFICANT ECONOMIC DEVELOPMENT**
25 **OPPORTUNITIES** in the region.

26 (c) The Council shall administer the Fund.

27 (d) (1) The Fund consists of:

28 (i) appropriations as provided in the State budget;

1 (ii) interest or other income earned on the investment of money in
2 the Fund; and

3 (iii) any other money accepted for the benefit of the Fund.

4 (2) In each of fiscal years 2024 through ~~[2026]~~ **2031**, the Governor shall
5 include in the annual operating or capital budget bill an appropriation of at least
6 \$10,000,000 to the Fund.

7 (e) Money in the Fund may be used only to:

8 (1) award grants and provide loans [to capital infrastructure projects and
9 business development projects to improve the economic conditions in the region] **IN**
10 **ACCORDANCE WITH § 13–740 OF THIS SUBTITLE**; and

11 (2) pay the costs necessary to administer the Fund, including paying the
12 salary of the Executive Director.

13 (f) (1) The Fund is a special, nonlapsing fund that is not subject to reversion
14 under § 7–302 of the State Finance and Procurement Article.

15 (2) The State Treasurer shall hold the Fund separately, and the
16 Comptroller shall account for the Fund.

17 (3) The State Treasurer shall invest the money in the Fund in the same
18 manner as other State money may be invested.

19 (4) Any investment earnings of the Fund shall be credited to the Fund.

20 13–740.

21 (a) A member county or local entity within a member county may submit a
22 proposal for funding under this part.

23 (b) To qualify for funding, a project shall be:

24 (1) a capital infrastructure project that:

25 (i) is linked to economic development in the region, as approved by
26 the Board; and

27 (ii) receives 20% matching funds from the member county where the
28 project is located, another local entity, a private business, or a combination thereof;

29 (2) a business development project that:

1 (i) encourages and promotes downtown neighborhood
2 revitalization, small business tourism, or other areas as approved by the Board; and

3 (ii) receives 10% matching funds from the member county where the
4 project is located, another local entity, a private business, or a combination thereof; or

5 (3) any other project that the Board determines is appropriate to promote
6 economic development in the region.

7 (c) (1) (i) The Board shall develop criteria to review, evaluate, and rate
8 project proposals for funding under this part.

9 (ii) The criteria in subparagraph (i) of this paragraph shall ensure
10 that the project:

11 1. **EXCEPT AS PROVIDED IN ITEM 2 OF THIS**
12 **SUBPARAGRAPH, creates or retains AT LEAST 25 jobs;**

13 2. creates or retains [businesses] **AT LEAST 10 JOBS EACH**
14 **WITH WAGES THAT MEET OR EXCEED 150% OF THE MEDIAN HOUSEHOLD INCOME**
15 **FOR THE MEMBER COUNTY IN WHICH THE PROJECT IS LOCATED, AS DETERMINED**
16 **BY THE MOST RECENT AVAILABLE DATA FROM THE STATE; OR**

17 3. [increases wages; or

18 4.] creates [new State or local tax revenue] **SIGNIFICANT**
19 **POPULATION GROWTH IN THE COUNTY OR MUNICIPALITY IN WHICH THE PROJECT IS**
20 **LOCATED, AS CERTIFIED IN WRITING TO THE BOARD BY THE COUNTY**
21 **COMMISSIONERS FOR THE MEMBER COUNTY OR THE MUNICIPAL GOVERNMENT FOR**
22 **THE MUNICIPALITY IN WHICH THE PROJECT IS LOCATED.**

23 (2) (i) The Board shall choose which projects to award grants and loans
24 to based on the criteria developed in accordance with paragraph (1) of this subsection.

25 (ii) The Board or the Executive Director shall distribute grants and
26 loans to projects based on the decisions made by the Board in accordance with
27 subparagraph (i) of this paragraph.

28 (d) (1) The Board or the Executive Director shall monitor and track the
29 progress of each project that receives funding under this part.

30 (2) If the Board determines that sufficient progress is not being made
31 toward achieving the requirements of this section, the Board may reclaim the awarded
32 funds.

1 (e) The funding provided in this section shall be used to supplement and not
2 supplant any funds that would otherwise be provided to the Board or the member counties.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2025.