



Report of the
**Public Safety and
Administration Subcommittee**
To the House Appropriations Committee

2020 SESSION

Recommendations, Reductions, and Summary of
Action Pertaining to:
Senate Bill 190

General Assembly of Maryland
House Appropriations Committee
Public Safety Administration Subcommittee
2020 Session Membership Roster

Delegate Keith E. Haynes, Chairman
Delegate Susie Proctor, Vice Chairman

Delegate Gabriel Acevero
Delegate Paul Corderman
Delegate Mike McKay

Committee Staff

Matthew B. Jackson

Subcommittee Coordinator

Patrick S. Frank

Support Staff

Kamar Merritt

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Recommended Reductions
Public Safety and Administration Subcommittee

<u>Agency</u>	<u>General Funds</u>	<u>Special Funds</u>	<u>Federal Funds</u>	<u>Higher Ed Funds</u>	<u>Total Funds</u>	<u>Positions</u>
2021 Budget Request						
Judiciary	\$10,582,708	\$95,173	\$0	\$0	\$10,677,881	57.0
Office of the Attorney General	640,985	300,000	0	0	940,985	
Executive Department – Governor	112,590	0	0	0	112,590	
Executive Department – Boards, Commissions and Offices	153,328	0	0	0	153,328	2.0
Office of Crime Prevention, Youth, and Victim Services	250,000	0	0	0	250,000	
State Board of Elections	0	877,488	0	0	877,488	
Department of Veterans Affairs	65,452	0	0	0	65,452	2.0
Comptroller of Maryland	165,300	706,084	0	0	871,384	3.0
Department of Information Technology	20,015,612	110,000	90,000	0	20,215,612	
Department of General Services	500,000	24,000	6,000	0	530,000	
DPSCS Overview	2,500,000	0	0	0	2,500,000	
DPSCS Corrections	121,300	0	0	0	121,300	
DPSCS Community Supervision	1,300,000	0	0	0	1,300,000	
Subtotal Fiscal 2021 Regular Budget	\$36,407,275	\$2,112,745	\$96,000	\$0	\$38,616,020	64.0
Fiscal 2021 Total Budget	\$36,407,275	\$2,112,745	\$96,000	\$0	\$38,616,020	64.0
Fiscal 2020 Deficiency Budget						
Judiciary	\$5,629,947	\$355,902	\$0	\$0	\$5,985,849	
Subtotal Fiscal 2020 Deficiency Budget	\$5,629,947	\$355,902	\$0	\$0	\$5,985,849	
Total Fiscal 2020 Deficiency Budget	\$5,629,947	\$355,902	\$0	\$0	\$5,985,849	
Grand Total Budget Bill	\$42,037,222	\$2,468,647	\$96,000	\$0	\$44,601,869	64.0

C00A00 Judiciary

Budget Amendments

Amend the following language:

Provided that ~~\$2,662,280~~ \$3,554,879 in general funds for new positions is reduced and ~~46.0~~ 57.0 new positions (~~35~~ 46 regular employees and 11 full-time equivalent contractual bailiffs) are eliminated.

Explanation: This action eliminates ~~46.0~~ 57.0 general funded positions (~~35~~ 46 regular employees and 11 contractual bailiffs) in the Judiciary's fiscal 2021 budget. This expansion of services is unaffordable in light of the Judiciary's overall budget request. This reduction does not include the problem-solving court case managers/coordinators and Baltimore County clerk positions.

Amendment No. _____

Add the following language:

Further provided that \$5,713,700 in general funds, \$377,991 in special funds, and \$83,363 in reimbursable funds for employee merit increases in fiscal 2021 is reduced. The Chief Judge is authorized to allocate this reduction across the Judiciary.

Explanation: This action eliminates funding for fiscal 2021 merit salary increases for Judiciary employees. A separate action provides funding for a cost-of-living adjustment, keeping salary enhancements for Judiciary employees consistent with the Executive Branch.

Add the following language:

Further provided that the Judiciary's budget is increased by \$4,537,198 in general funds and \$282,818 in special funds to provide employees with a 2% general salary increase effective January 1, 2021. The Chief Judge is authorized to allocate these funds across the Judiciary.

Explanation: This action provides funding to the Judiciary to provide its employees with a 2% general salary increase in fiscal 2021, the same salary enhancements given to other State employees.

C00A00

Add the following language:

Further provided that it is the intent of the General Assembly that all general salary increases provided by the Executive Branch for State employees be provided for the Judiciary in the budget of the Department of Budget and Management.

Explanation: In fiscal 2021, the Judiciary's budget request included a \$6.9 million fiscal 2020 deficiency appropriation to provide its employees with a 3% cost-of-living adjustment retroactive to July 1, 2019. This request, the first in Judiciary history, was the result of the current process where general salary increases are historically budgeted within the Department of Budget and Management (DBM), and merit increases are budgeted within the Judiciary. Budgeting salary enhancements in different areas of the State budget has made it difficult to evaluate the full scope of compensation and equity regarding judicial employees compared to other State employees. This language expresses intent that all general salary enhancements provided by the Executive Branch for employees statewide be budgeted within DBM.

Amendment No. _____

C00A00.04 District Court

Add the following language to the general fund appropriation:

, provided that \$8,250,000 of the general fund appropriation may be expended only for the purpose of providing attorneys for required representation at initial appearances before District Court Commissioners consistent with the holding of the Court of Appeals in DeWolfe v. Richmond. Any funds not expended for this purpose shall revert to the General Fund.

Explanation: This language restricts the use of \$8.25 million of the Judiciary's general fund appropriation for the implementation of DeWolfe v. Richmond.

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce funding for the Appointed Attorney Program by \$250,000. This action leaves \$8.25 million for the program, which should be sufficient to meet demand based on historic utilization. In fiscal 2019, actual expenditures for this program were \$7.75 million. The Chief Judge is authorized to allocate this reduction across the Judiciary.	250,000	GF

C00A00

- | | | |
|--|-----------|------|
| 2. Reduce funding for subobjects related to building repair and computer maintenance, supplies and equipment, communications, advertising and printing, microfilm, and the Clerks of the Circuit Court. The Chief Judge is authorized to allocate this reduction across the Judiciary. | 3,541,327 | GF |
| 3. Reduce operating expenses in line with historical levels of spending. The Chief Judge is authorized to allocate this reduction across the Judiciary. | 1,500,000 | GF |
| Total Reductions | 5,291,327 | 0.00 |

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	1,605.00	1,605.00		0.00
General Fund	218,114,834	212,823,507	5,291,327	
Total Funds	218,114,834	212,823,507	5,291,327	

C00A00.06 Administrative Office of the Courts

Add the following language to the general fund appropriation:

. provided that \$750,000 of this appropriation made for the purpose of providing grants through the Administrative Office of the Courts may not be expended for that purpose but instead may be transferred by budget amendment to program D21A01.01 in the Governor’s Office of Crime Prevention, Youth, and Victim Services to be used only to provide funds for the Pretrial Services Program Grant Fund, established by Chapter 771 of 2018. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise and shall revert to the General Fund.

Explanation: This language allows the Governor to transfer \$750,000 by budget amendment to support a pretrial services program in the Governor’s Office of Crime Prevention, Youth, and Victim Services.

Amendment No. _____

C00A00

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce the appropriation for general fund grants to the same level as the fiscal 2019 appropriation. This will keep all special, federal, and reimbursable fund grants as well as adult drug court and required compensation increases for county magistrates at the requested levels. The Chief Judge is authorized to allocate this reduction across the Judiciary.	869,891 GF	
	560,000 GF	

Total Reductions	869,891
	560,000

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	242.00	242.00		0.00
General Fund	75,696,933	74,827,042	869,891	
		75,136,933	560,000	
Special Fund	22,000,000	22,000,000	0	
Federal Fund	268,822	268,822	0	
Total Funds	97,965,755	97,095,864	869,891	
		97,405,755	560,000	

Amendment No. _____

Fiscal 2020 Deficiency

C00A00.10 Clerks of the Circuit Court

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce fiscal 2020 deficiency funding for a 3% cost-of-living adjustment. The Chief Judge is authorized to allocate this reduction across the Judiciary. This action equalizes enhancements to Judiciary employee salaries with those of State employees.	5,629,947 GF	
	355,902 SF	

Total Reductions	5,985,849
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C00A00

<u><i>Effect</i></u>	<u><i>Allowance</i></u>	<u><i>Appropriation</i></u>	<u><i>Amount Reduction</i></u>	<u><i>Position Reduction</i></u>
<i>General Fund</i>	6,472,250	842,303	5,629,947	
<i>Special Fund</i>	383,111	27,209	355,902	
<i>Total Funds</i>	6,855,361	869,512	5,985,849	

Amendment No. _____

Committee Narrative

Appointed Attorney Program Costs and Utilization: The committees remain interested in the costs and operations of the Appointed Attorney Program. The committees request a report, to be submitted by October 1, 2020, detailing the fiscal 2020 costs and utilization of the Appointed Attorney Program.

Information Request	Author	Due Date
Appointed Attorney Program costs and utilization	Judiciary	October 1, 2020

Adult Drug Court Evaluations and Transparency: The committees are concerned about the ongoing impact of drug addiction in the State and the role that adult drug courts can play in the State’s response to this crisis. The committees request that the Office of Problem Solving Courts (OPSC) prepare a status report on how it intends to use performance evaluation benchmarks developed by the National Center for State Courts (NCSC). Specifically, the status report should address the following issues:

- the status of the implementation of a performance management system for adult drug courts in the State;
- whether and to what extent OPSC has adopted the objectives and benchmarks for adult drug courts developed by NCSC;
- whether OPSC has a plan for the evaluation of outcomes for each adult drug court at regular intervals;
- how OPSC will ensure that service providers and drug court managers are providing all data necessary for evaluation;

C00A00

- whether the Judiciary intends to make results of performance evaluations available to the public; and
- an estimate of the variable correctional, court, and other savings associated with adult drug courts.

Information Request	Author	Due Date
Adult drug court evaluations and transparency	Judiciary	July 1, 2020

Judicial Transfers Report: While cases filed in State courts have declined (but have begun to level off), the Judiciary has not always seen judicial or employee workloads decrease at the same rate. At the same time, dramatic case declines such as those seen in Baltimore City offer an opportunity for the Judiciary to move judges and staff to other jurisdictions. Currently, the Judiciary has the ability to recall senior judges in extenuating circumstances to fill a need. In addition, pursuant to Section 1-605(c) of the Courts and Judicial Proceedings Article, the Judiciary can also assign a judge to sit temporarily in a county other than the judge's county of residence to assist in reducing workloads in that county. However, these are temporary, short-term solutions. In keeping with both prudence and the need for flexibility, if the Judiciary were able to transfer judges as it would any other employee, it could reduce the need for new, expensive, and time-consuming judgeship requests and save funding for the State.

As a result, the Judiciary should report to the committees on its current abilities under the law to provide workload relief to the State courts; details on the type of statutory changes that would be required to assign judges as needed; consultation with the National Center for State Courts or other legal authorities that support this type of adjustment; and any other pertinent information that would allow the budget committees to understand if judicial transfers could be a viable option for both the Judiciary and the State to reduce workloads and unnecessary expenses.

Information Request	Author	Due Date
Judicial transfers report	Judiciary	November 1, 2020

Statewide Expungement Report: Pursuant to Sections 10-101 to 10-110 of the Criminal Procedure Article, Maryland citizens can have certain criminal records expunged and removed from public inspection. While there are already a variety of eligible crimes, misdemeanors, and records that can be expunged, numerous statutory changes have increased the various case types that qualify for expungement. Currently, the number of expungements is 44% as high as the number of criminal cases statewide. As this trend continues, the Judiciary's expungement workload has increased significantly. The committees are interested in this topic and request that the Judiciary submit a report that includes the following:

C00A00

- data on the type of crimes or citations expunged;
- the number of expungements per jurisdiction in the last three fiscal years;
- the ratio of expungements to criminal cases in District and circuit courts for the last three fiscal years;
- the current expungement caseload for Judiciary employees; i.e. the amount of time taken to process expungement petitions on average in each jurisdiction or court district;
- to the extent possible, an accounting of the additional hours that expungements have added to the court workload and the number of employees required to absorb the added expungement processing time; ~~and~~
- information on the expungement process in State courts from petition application to approval or rejection, and any Judiciary efforts to educate the public on the expungement process; *and*
- *information on partial expungements, including the total amount of partial expungement petitions, the specific challenges associated with these types of petitions, and the potential usage of software to automatically erase certain charges from public view.*

Information Request	Author	Due Date
Statewide expungement report	Judiciary	November 1, 2020

C80B00
Office of the Public Defender

Committee Narrative

C80B00.01 General Administration

Workload Reduction Pilot Program Data Report: In recent years, the Office of the Public Defender (OPD) has noted that while caseloads per attorney have changed, the actual workloads for its attorneys have remained either consistent or have risen. By increasing the number of cases that can be handled via multi-case dockets to private bar attorneys, the Workload Reduction Pilot Program (WRPP) has enabled the agency to decrease its overall caseloads. Therefore, it is the intent of the budget committees that OPD submit a calendar year update that includes, but is not limited to, the following information with its annual Managing for Results submission:

- total dockets paneled and average cases per docket;
- average number of cases resolved;
- total number of cases resolved in total and by district;
- estimated savings due to cost avoidance of the resolved cases; and
- total funding of the WRPP for the most recent fiscal year.

Information Request	Author	Due Date
WRPP data report	OPD	January 1, 2021, and each year thereafter

C81C
Office of the Attorney General

Budget Amendments

C81C00.01 Legal Counsel and Advice

Add the following language to the general fund appropriation:

, provided that, contingent on the enactment of SB 407 or HB 745, \$250,000 of this appropriation made for the purpose of operations in the Office of the Attorney General may not be expended for that purpose but instead may be used only to establish and fund the Senior and Vulnerable Adult Asset Recovery Unit. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This language restricts funding for the implementation and operation of a Senior and Vulnerable Adult Asset Recovery Unit *contingent upon enactment of legislation (SB 407 or HB 745).*

C81C00.04 Securities Division

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce funding for contractual positions due to the agency's previous low hiring rate for Securities Division contractual employees. Due to unfilled positions in this area, the agency reverted \$1.2 million in fiscal 2019.	300,000 SF	
Total Reductions	300,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	21.00	21.00		0.00
General Fund	2,757,393	2,757,393	0	
Special Fund	1,224,869	924,869	300,000	
Total Funds	3,982,262	3,682,262	300,000	

C81C

C81C00.22 Baltimore City Violent Crime Prosecution Division

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. <i>Adjust turnover to the standard 25% for new Baltimore City Violent Crime Prosecution Division positions. Currently, these positions are allocated zero turnover expectancy.</i>	640,985	GF
<i>Total Reductions</i>	640,985	

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
<i>Position</i>	25.00	25.00		0.00
<i>General Fund</i>	2,547,873	1,906,888	640,985	
<i>Total Funds</i>	2,547,873	1,906,888	640,985	

Amendment No. _____

Committee Narrative

Baltimore City Violent Crime Prosecution Division Memo of Understanding and Activity Report: It is in the interest of the budget committees that the Office of the Attorney General (OAG) and the Baltimore City State’s Attorney’s Office (SAO) collectively enter into a signed Memorandum of Understanding (MOU) due July 1, 2020, that fully codifies the operational relationship between the OAG’s new Baltimore City Violent Crime Prosecution Division and SAO. This MOU must include rules or directives that govern (1) the specific prosecutorial and geographic jurisdiction of each party; (2) the types of investigations and types of crimes to be pursued by each party; and (3) the sharing of information and communications between both parties.

Additionally, OAG shall present a report by January 1, 2021, that should include, but not be limited to, the following division information:

- total matters litigated;
- the total number of cases, both filed and assigned;
- cases by crime committed;

C81C

- the total number of indictments along with conviction rates as well as any other relevant performance measures; and
- to the extent possible, complete information on OAG and SAO activity including cooperation with local stakeholders such as the Baltimore City Police Department and other relevant organizations; attorney caseload and workload data; division structure and organizational charts; any pertinent data regarding organized crime and narcotics investigations; and information about the division of labor, decision making, and chain of command between the division and SAO with State, federal, and local agencies in terms of how cases are received, processed, adjudicated, and closed.

Further, it is the intent of the budget committees that the division does not hire existing SAO employees to fill newly created vacancies. To effectuate this, OAG should commit to not hiring attorneys currently employed by SAO as part of the signed MOU and include the total number of division attorneys hired and which specific organization each of its employees was hired from in its January 2021 report submission.

~~Further, it is the intent of the budget committees that if the MOU is not signed by July 1, 2020, the new division will begin operations as originally intended.~~

Information Request	Authors	Due Date
Baltimore City Violent Crime Prosecution Division MOU	OAG Baltimore City SAO	July 1, 2020
Activity report	OAG	January 1, 2021

Report on State Policy Recommendations to Increase Electronic Advance Directive Registrations: The committees are concerned about the low percentage of Maryland residents who have electronically registered their advance directives, especially their designated health care agents. Therefore, the committees request that the State Advisory Council on Quality Care at the End of Life and the Office of the Attorney General (OAG) prepare a report on policy options that might increase the number of residents taking action. The council should assess the potential efficacy of policies including, but not limited to, inviting residents to either designate or decline naming a health care agent when registering their vehicle(s) or renewing their drivers' license with the Motor Vehicle Administration, when obtaining auto or health insurance with their insurance carrier(s), and/or when submitting their State taxes (i.e., similar to the program described in the Insurance Article § 31-201).

C81C

Information Request

Report on State policy recommendations to increase electronic advance directive registrations

Authors

OAG
State Advisory Council on
Quality Care at the End of
Life

Due Date

December 1, 2020

C96J00
Uninsured Employers' Fund

Committee Narrative

C96J00.01 General Administration

Report on Operational Needs and Actuarial Study: The budget committees are concerned about the massive increase in operating expenditures due to the procurement of a contract with a third-party administrator (TPA) to perform many core functions of the agency. The committees direct that, in conjunction with the Department of Budget and Management (DBM), the Uninsured Employers' Fund (UEF) produce a report documenting whether or not a TPA is needed beyond the current five-year contract. The report should also provide an analysis of the agency's current and future staffing needs in light of the shift of primary agency functions to an outside vendor. The report should also provide an update on the progress of obtaining an outside actuarial evaluation of the health of the fund and appropriateness of the assessment on workers' compensation awards.

Information Request	Authors	Due Date
UEF operational needs and status of actuarial study	UEF DBM	September 1, 2020

D05E01
Board of Public Works

Committee Narrative

Operational Reporting: In continuance of the practice that began in July 2008, the committees request that the Maryland Zoological Society submit audited financial statements for fiscal 2020 and year-to-date monthly attendance figures for the zoo for fiscal 2021 by visitor group. This should include a breakdown of the kinds of passes allocated.

Information Request	Author	Due Date
Audited financials	Maryland Zoological Society	November 1, 2020
Monthly attendance	Maryland Zoological Society	Quarterly report by July 15, 2020 October 15, 2020 January 15, 2021 April 15, 2021

D10A01
Executive Department – Governor

Budget Amendments

D10A01.01 General Executive Direction and Control

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Increase turnover to 3.65%. The agency has a current vacancy rate of 10.3%; an increase in turnover will be more in line with both historical and recent levels.	112,590	GF
 Total Reductions	 112,590	 0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	81.50	81.50		0.00
General Fund	12,514,907	12,402,317	112,590	
Total Funds	12,514,907	12,402,317	112,590	

D15A05
Boards, Commissions, and Offices

Budget Amendments

D15A05.03 Governor’s Office of Small, Minority & Women Business Affairs

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of general administration may not be expended until the Governor’s Office of Small, Minority, and Women Business Affairs submits a report to the budget committees that provides the date that the Director of Compliance and Legislative Affairs position will be filled and, when filled, describes the work the director is doing to support State agencies in diversifying their procurement awards. The report shall be submitted by July 1, 2020, and the budget committees shall have 45 days from the date of receipt of the report to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted.

Explanation: *The budget committees are concerned about low Minority Business Enterprise (MBE) participation rates. The committees are also concerned that the Director of Compliance and Legislative Affairs has been vacant since May 1, 2018. Keeping key positions filled is critical for an effective MBE program. The Governor’s Office of Small, Minority, and Women Business Affairs (GOSBA) testified that this position requires highly specialized credentials and offers essential support to State agencies. This language restricts funds pending receipt of a report that provides the date this position will be filled and describes how, when filled, the position is supporting State agencies in diversifying their procurement awards.*

Information Request	Author	Due Date
<i>Report on the Director of Compliance and Legislative Affairs position</i>	<i>GOSBA</i>	<i>July 1, 2020</i>

Amendment No. _____

Committee Narrative

Policies Affecting Small, Minority, and Women Business Enterprises: The budget committees are concerned about low levels of Minority Business Enterprise (MBE) participation rates. The State goal is an MBE participation rate of 29% of the value of procurement contracts. The Governor’s Office of Small, Minority, and Women Business Affairs (GOSBA) reports that most State agency procurements are under the 29% goal, with numerous agencies having an MBE participation rate of less than 10%. GOSBA, in consultation with the Board of Public

D15A05

Works (BPW), should examine procurement practices that affect small, minority, and women business enterprises and identify policies that would improve small, minority, and women business enterprise participation rates. The report should do the following:

- describe the existing requirements for State procurements that affect local small, minority, and women business enterprises;
- describe how MBE data is collected and reported, including how multi-year contracts are scored;
- identify components of Requests for Proposals, including bonding requirements and contract liability terms and conditions, that may prevent small, minority, and women business enterprises from responding to procurement opportunities or submitting competitive proposals;
- identify ways procurements can be structured to increase MBE opportunities, including types of procurements that could require a minimum of 25% participation from small, minority, and women business enterprises;
- propose ways that GOSBA and BPW could better educate prime contractors on the value of MBE relationships and methods for fostering these relationships;
- examine the small, minority, and women business enterprise certification processes for constraints that may impede the success of qualified applicants and report on those findings;
- provide updated data on the benefits of small, minority, and women business enterprises to the State; and
- identify current policies being used in other jurisdictions, including those at the local level in Maryland or in other states, that could be beneficial if adopted statewide.

Information Request	Authors	Due Date
Policies affecting small, minority, and women business enterprises	GOSBA BPW	November 1, 2020

D15A05

Budget Amendments

D15A05.25 Governor’s Coordinating Offices – Shared Services

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Delete funding and associated positions for the Office of Education Accountability (PIN 024198 and 024348). With the Maryland State Department of Education’s Office of Education Accountability and the creation of the Office of the Inspector General, another Office of Education Accountability, budgeted in the Governor’s Coordinating Offices, is duplicative.	153,328 GF	2.00
Total Reductions	153,328	2.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	7.00	5.00		2.00
General Fund	1,477,513	1,324,185	153,328	
Total Funds	1,477,513	1,324,185	153,328	

D21

Governor's Office of Crime Prevention, Youth, and Victim Services

Budget Amendments

Add the following language:

Provided that \$45,500,000 in federal crime victim assistance funding provided through the Governor's Office of Crime Prevention, Youth, and Victim Services (GOCPYVS) shall be allocated in fiscal 2021 for the purpose of continuing victims of crime services.

Further provided that GOCPYVS is authorized to process a budget amendment recognizing additional federal funds to reach the mandated \$45,500,000 threshold.

Further provided that \$250,000 of the general fund appropriation for GOCPYVS may not be expended until GOCPYVS submits a report by November 1, 2020, regarding the federal Victims of Crime Act (VOCA) funding. The report should include:

- (1) total active VOCA grant awards as of January 1, 2020, including grant number, implementing agency, project title, start date, end date, amount of award, jurisdiction of implementation, and the brief description/abstract of the grant;
- (2) for each VOCA grant award in item (1) and for any other VOCA grant awards made subsequently, a description of whether for the federal fiscal year beginning October 1, 2020, the award was continued, awarded, or otherwise funded, including the grant number, implementing agency, project title, start date, end date, amount of award, jurisdiction of implementation, and the brief description/abstract of the grant; and
- (3) identification of any decrease or other change in victim services funding between items (1) and (2), the justification for each grant award change, and the impact on the continuity of crime victim services.

The budget committees shall have 45 days from the receipt of the report to review and comment. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted.

Further provided that it is the intent of the budget committees that the primary purpose of the programs funded through the VOCA grant awards be to ensure continuity of trauma-informed, high-quality services for victims of crime.

Explanation: The language addresses concerns among victim services providers that a reduction in federal VOCA funding will result in a loss of services available to victims of crime in Maryland. In order to ease the impact of the loss in funding, GOCPYVS is required to allocate \$45.5 million in VOCA funds to victim service providers to maintain continuity of service; GOCPYVS is also authorized to process a budget amendment to achieve this end. This mandated appropriation will be one time in nature and will only apply to the fiscal 2021 appropriation and

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the subsequent fiscal 2021 grant funding cycle.

The language also requests a report providing information for all active VOCA grants as of January 1, 2020. The report should additionally detail whether each of the grant recipients received the same level of VOCA funding during the federal fiscal 2020 VOCA grant cycle and the information on each of the grant programs receiving such funds. This report should specifically identify any changes in victim services funding between January 1, 2020, and October 1, 2020, and the subsequent impact on the continuity of crime victim services.

Information Request	Author	Due Date
Report on the continuity of VOCA services	GOCPYVS	November 1, 2020

Budget Amendments

D21A01.01 Administrative Headquarters

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation to the Governor’s Office of Crime Prevention, Youth, and Victim Services’ (GOCPYVS) Administrative Headquarters may not be expended until GOCPYVS and the Victim Services Unit submit a report detailing the allocation of the Victims of Crime Act (VOCA) funding for the federal fiscal 2015, 2016, and 2017 fund cycles. This report should identify funds expended for the purpose of the direct provision of services, administration, and funds that went unobligated. The report should also evaluate the success of Maryland’s VOCA funding program using performance metrics to detail how these funds have translated to improved outcomes for victims of crime. This report shall be submitted no later than December 1, 2020. The budget committees shall have 45 days from the date of the receipt of the report to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted.

Explanation: In past legislative sessions, concerns were raised that the State was receiving a significant increase in federal VOCA funding that was going unspent. This language requests GOCPYVS to provide additional detail regarding the expenditure of VOCA funds for the three most recently completed funding periods: federal fiscal 2015, 2016, and 2017. This language further requests GOCPYVS to discuss how the programs funded with VOCA funds translate to improved outcomes for victims of crime.

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Information Request	Author	Due Date
Report on VOCA spending and outcomes	GOCPYVS	December 1, 2020

Committee Narrative

~~**Nonprofit Services in Baltimore City:** The Governor's Office of Crime Prevention, Youth, and Victim Services (GOCPYVS) provides approximately \$6.9 million in grant funding to Baltimore City through the Baltimore City Prevention Initiative as well as funding through various grant programs within the Violence Intervention and Prevention Program. In order to identify the communities being served in Baltimore City as well as to identify any services gaps, the budget committees request a report detailing all federal and State grants allocated by GOCPYVS to nonprofit organizations operating within Baltimore City during the fiscal 2021 funding cycle.~~

~~This report should identify the services provided by each nonprofit organization and the demographics of those being served and their ZIP codes of residence. Further, this report should discuss how the ZIP codes served by these organizations compare to the geographic distribution of violent crime within Baltimore City. The budget committees request that this report be provided no later than January 1, 2021.~~

~~**Nonprofit Services in Maryland:** The Governor's Office of Crime Prevention, Youth, and Victim Services (GOCPYVS) allocates more than \$100 million in grants each fiscal year to each of Maryland's 23 counties and Baltimore City. In order to identify the communities being served by these grants, as well as to identify any services gaps, the budget committees request a report detailing all federal and State grants allocated by GOCPYVS to nonprofit organizations operating within Maryland during the fiscal 2021 funding cycle.~~

~~This report should identify the services provided by each nonprofit organization and the demographics of those being served and their ZIP codes of residence. Further, this report should discuss how each ZIP code served by these organizations compares to the geographic distribution of violent crime within that respective jurisdiction. The budget committees request that this report be provided no later than January 1, 2021.~~

Information Request	Author	Due Date
Report on nonprofit services in Baltimore City Maryland	GOCPYVS	January 1, 2021

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Budget Amendments

Administrative Headquarters

D21A01.02 Local Law Enforcement Grants

Strike the following language from the general fund appropriation:

~~, provided that \$11,136,063 of this appropriation, representing the entirety of the local law enforcement grants to the Baltimore City Police Department and the Baltimore City State's Attorney's Office, may not be expended unless the Mayor's Office of Criminal Justice, in coordination with the Baltimore City State's Attorney's Office and the Baltimore Police Department, submits a comprehensive annual crime strategy for the city, which must include specific measurable actions the city will take to address crime, be based on a threat assessment, and include annual crime reduction targets for homicides, nonfatal shootings, violent crime, firearms related offenses, and property crime. The crime reduction strategy report shall be submitted to the Governor and budget committees by October 1, 2020. By December 31, 2020, and quarterly thereafter, the Mayor's Office of Criminal Justice shall report on progress made on the crime reduction targets included in the annual crime reduction strategy. Further provided that the Baltimore Police Department enters their warrant information into the National Criminal Information Center (NCIC) / Maryland Telecommunications Enforcement Resources System (METERS)~~

, provided that \$11,136,063 of this appropriation, representing the entirety of the local law enforcement grants to the Baltimore City Police Department and the Baltimore City State's Attorney's Office, may not be expended unless the Mayor's Office of Criminal Justice, in coordination with the Baltimore City State's Attorney's Office and the Baltimore Police Department, submits a year one update to the comprehensive five-year crime strategy for the city submitted during the 2020 fiscal year. The crime reduction strategy report shall be submitted to the Governor and budget committees by October 1, 2020. The budget committees shall have 45 days following the receipt of a report to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert back to the General Fund if the report is not submitted.

Further provided that by December 31, 2020, and quarterly thereafter, the Mayor's Office of Criminal Justice shall provide quarterly performance reports on progress made on the crime reduction strategy.

Further provided that the Baltimore Police Department enters its warrant information into the National Criminal Information Center/Maryland Telecommunications Enforcement Resources System.

Explanation: This recommendation is a technical action that strikes language from the Governor's Office of Crime Prevention, Youth, and Victim Services general fund appropriation.

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~~An amended version of this bill language is included as a section in the back of the budget bill and has been amended to involve several agencies.~~

This recommendation amends language included in the fiscal 2021 Budget Bill as introduced by the Governor. This action restricts grant funding to Baltimore City provided through the Governor's Office of Crime Prevention, Youth, and Victim Services until the Baltimore City Mayor's Office, the Mayor's Office of Criminal Justice, the Baltimore City State's Attorney's Office, and the Baltimore Police Department provide an update to the five-year crime strategy, which was submitted during the 2020 fiscal year. This language also requires the Mayor's Office of Criminal Justice to provide quarterly performance metrics on progress made in the reduction of crime.

Amendment No. _____

Committee Narrative

Protecting Against Hate Crimes Grant: The Governor's Office of Crime Prevention, Youth, and Victim Services' (GOCPYVS) fiscal 2020 working appropriation provided \$3.0 million in grant funding to religious institutions at risk of hate crimes. GOCPYVS accepts applications on a rolling basis. As of January 1, 2020, less than one-third of the working appropriation had been expended. The budget committees request a report, due September 15, 2020, detailing the allocation of these grant funds during the fiscal 2020 grant funding cycle.

This report should specifically identify the grant recipients and the total number of grant applications received. For each grant recipient, the report should detail the respective amount of the grant award and how the grantee expended these funds. Finally, the report should identify the total amount of grant funds allocated and unallocated at the close of the 2020 fiscal year.

Information Request	Author	Due Date
Report on fiscal 2020 Protecting Against Hate Crimes grant	GOCPYVS	September 15, 2020

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Budget Amendments

D21A01.04 Violence Intervention and Prevention Program

Add the following language to the general fund appropriation:

, provided that \$250,000 of this appropriation provided for a grant to the Children and Parent Resource Group, Inc. shall be reduced contingent on the enactment of legislation repealing the mandate that funding be provided to the Children and Parent Resource Group, Inc.

Explanation: This language reduces the general fund appropriation to the Violence Intervention and Prevention Program (VIPP) by \$250,000, contingent on a provision which would relieve the statutory mandate that the Children and Parent Resource Group, Inc. receive \$250,000 each fiscal year, beginning in fiscal 2020 through 2023, through VIPP. Additionally, this language minimizes the State's work with organizations currently under review by the Office of the Attorney General.

CHILDREN'S SERVICES

D21A02.01 Children and Youth Division

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation to the Governor's Office of Crime Prevention, Youth, and Victim Services' Children and Youth Division may not be expended until the Children and Youth Division submits a report on behalf of the Children's Cabinet to the budget committees on out-of-home placements containing:

- (1) the total number of out-of-home placements and entries by jurisdiction over the previous three years and similar data on out-of-state placements;
- (2) the costs associated with out-of-home placements;
- (3) an explanation of recent placement trends;
- (4) findings of child abuse and neglect occurring while families are receiving family preservation services or within 1 year of each case closure;
- (5) an evaluation of data derived from the application of the Maryland Family Risk Assessment; and

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- (6) areas of concern related to trends in out-of-home placements and potential corrective actions that the Children’s Cabinet and local management boards can take to address these concerns.

Further provided that each agency or administration that funds or places children and youth in out-of-home placements shall assist the Children and Youth Division and comply with any data requests necessary for the timely production of the report. The report shall be submitted to the budget committees by December 31, 2020, and the budget committees shall have 45 days from the date of the receipt of the report to review and comment. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise for any other purpose. Should the report not be submitted by the requested date, the restricted funds shall revert to the General Fund.

Explanation: The out-of-home placements report was annually requested of the Governor’s Office for Children to be submitted to the budget committees each December; it is frequently submitted several months past the due date, with the 2018 out-of-home placements report being submitted on April 30, 2019. The out-of-home placements report is a useful evaluative tool to assess the well-being of Maryland’s youth and families, and to identify areas of concern related to youth placed out of home. Given the rising rate of out-of-home placements and the annually late submission of this report, this action restricts funds within the Children and Youth Division’s administrative budget pending the submission of the 2020 report.

Information Request	Author	Due Date
Report on out-of-home placements	Governor’s Office of Crime Prevention, Youth, and Victim Services	December 31, 2020

Add the following language to the general fund appropriation:

Further provided that ~~\$100,000-\$250,000~~ of this appropriation may not be expended until the Governor’s Office of Crime Prevention, Youth, and Victim Services (GOCPYVS) submits a report by October 15, 2020, regarding funding provided to Local Management Boards (LMB) through the Children’s Cabinet Interagency Fund (CCIF). The report should include the different strategies that GOCPYVS uses to determine funding levels for LMBs, as well as any future plans that the agency may have to alter funding or grant procedures. The report should also include, in consultation with LMBs, an evaluation of the effectiveness of funding procedures on current outcomes, the rationale behind funding criminal justice-related grants through LMBs, and how the current and proposed funding goals and programs address and assist families and youth of all ages and backgrounds. The budget committees shall have 45 days to review and comment following the receipt of the report. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted.

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Further provided that it is the intent of the budget committees that the primary purpose of the programs funded through the CCIF grants be to ensure a safe, stable, and healthy environment for all children and families in order to promote positive child well-being.

Explanation: This language restricts funds pending the receipt of a report regarding the funding strategies and priorities for the grants provided to LMBs through the CCIF. This language also expresses legislative intent that CCIF grant be used for programs that support the positive well-being of all children and families.

Information Request	Author	Due Date
LMB funding	GOCPYVS	October 15, 2020

Amendment No. _____

D21A03.01 Victim Services Unit

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation made for the purposes of general administration may not be expended until the Governor's Office of Crime Prevention, Youth, and Victim Services' (GOCPYVS) Victim Services Unit (VSU) submits a report on care for postexposure prophylaxis administered through the Pilot Program for Preventing HIV Infection for Rape Victims. This report shall include the following:

- (1) the number of patients that qualified to receive postexposure prophylaxis under the pilot program;
- (2) the number of patients that chose to receive postexposure prophylaxis;
- (3) the total amount requested for reimbursement by providers and the total amount reimbursed to providers for the postexposure prophylaxis;
- (4) the number of requests for reimbursements submitted, granted, and denied, including the reasons for each request denied;
- (5) the cost of the postexposure prophylaxis treatment and follow-up care provided under the pilot program;
- (6) the date the pilot program was fully implemented; and
- (7) discussion of the process for treatment providers to apply for and receive reimbursement under this program.

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This report shall be submitted to the budget committees no later than December 1, 2020. The budget committees shall have 45 days following the receipt of the report to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert back to the General Fund if the report is not submitted.

Explanation: Chapter 431 of 2019 established the Pilot Program for Preventing HIV Infection for Rape Victims to be administered by VSU. Under this program, a victim of an alleged rape or sexual offense or a victim of alleged child sexual abuse be provided with a full course of treatment and follow-up care for postexposure prophylaxis for the prevention of HIV infection. This language restricts funds pending the submission of a report detailing the number of patients eligible for postexposure prophylaxis, the number who received it, and the costs associated with this program. The report should also provide background on the process of receiving reimbursement through the program.

Information Request	Author	Due Date
<i>Report of the Pilot Program for Preventing HIV Infection for Rape Victims</i>	<i>GOCPYVS</i>	<i>December 1, 2020</i>

Amendment No. _____

D38I01
State Board of Elections

Budget Amendments

D38I01.01 General Administration

Strike the following language:

~~provided that \$200,000 of this appropriation made for the purpose of general administration may not be expended until the State Board of Elections, in consultation with the Department of Information Technology, submits quarterly reports on July 1, 2020; October 1, 2020; January 1, 2021; and April 1, 2021, on all information technology (IT) project activities undertaken by State Board of Elections including a listing of all IT development projects, a description of the actions undertaken in that quarter, an assessment of timeliness of the project with respect to the project schedule, a description of costs incurred in that quarter, an assessment of the cost of the project with respect to estimated project costs, and a listing of deficiencies or concerns related to the projects. Funding restricted for this purpose may be released quarterly in \$50,000 installments upon receipt of the required quarterly reports. The budget committees shall have 45 days from the date of receipt of the reports to review and comment upon receipt of each report. Funds restricted pending the receipt of the reports may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the reports are not submitted to the budget committees.~~

~~**Explanation:** The General Assembly is concerned that the State Board of Elections (SBE) has not provided adequate information to the budget committees and the Department of Information Technology (DoIT) about Major Information Technology Development projects. This action requires that SBE update the budget committees on all its IT development projects quarterly.~~

Information Request	Author	Due Date
Quarterly reports on IT development projects	SBE DoIT	July 1, 2020 October 1, 2020 January 1, 2021 April 1, 2021

Amendment No. _____

Committee Narrative

Improving Coordination with the State Board of Elections: The committees are interested in opportunities to improve coordination between the State Board of Elections (SBE) staff and the board. The committees request that SBE submit a report describing its plan for improved coordination between staff and the board. The plan should outline a specific time period within

D38I01

which staff will inform the board of decisions made by staff regarding election administration, information technology development project management, and interactions with local boards of elections.

Information Request	Author	Due Date
Improved coordination with the board	SBE	July 1, 2020

Overview of Policy Regarding Detained Individuals: *The budget committees are interested in voting policies affecting individuals committed to pretrial detention. The committees request that the State Board of Elections (SBE) submit a report that provides an overview of State policy regarding voting eligibility throughout the adjudicatory and correctional process, describes policies that affect detained individuals, identifies policies and initiatives that may differ between local boards of elections, and examines whether there are opportunities for improvement within current State policy to provide greater access to voting for detained individuals.*

Information Request	Author	Due Date
<i>Policies affecting detained individuals</i>	<i>SBE</i>	<i>August 1, 2020</i>

Budget Amendments

D38I01.02 Help America Vote Act

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Reduce special fund appropriation for pollbook wide area network (WAN), to reflect the decision to use federal funds for this purpose. The agency is authorized to process a budget amendment that allocates federal funds to purchase WAN equipment for any of the six largest jurisdictions that opt to use WAN in the 2020 elections.	661,875 SF	
Total Reductions	661,875	0.00

D38I01

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	10.00	10.00		0.00
General Fund	7,641,912	7,641,912	0	
Special Fund	15,950,861	15,288,986	661,875	
Federal Fund	1,102,560	1,102,560	0	
Total Funds	24,695,333	24,033,458	661,875	

D38I01.03 Major Information Technology Development Projects

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. <i>Reduce special funds for the Agency Election Management System (AEMS). The available funding for AEMS through fiscal 2021 totals \$4.4 million, as reflected in the Governor's fiscal 2021 Budget Books. However, in the agency's testimony to the operating analysis, the agency informed the committees that it expects that the final cost of this project will be \$3.5 million. This action reduces the fiscal 2021 special fund appropriation to align with the agency's most recent estimate for AEMS funding needs. This action retains \$12,500 in special funds in fiscal 2021 to provide for Department of Information Technology (DoIT) oversight. A companion general fund reduction is made in the DoIT budget.</i>	215,613	SF
<i>Total Reductions</i>	215,613	

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
<i>Special Fund</i>	<i>1,379,551</i>	<i>1,163,938</i>	<i>215,613</i>	
Total Funds	1,379,551	1,163,938	215,613	

Amendment No. _____

D50H01
Military Department

Committee Narrative

D50H01.03 Army Operations and Maintenance

Improving the Functionality of Army National Guard Facilities: It is the intent of the budget committees that the Army National Guard maintenance funding dedicated to improving facility functionality, as identified by the Military Department’s Managing for Results performance measure, be more easily identifiable in the agency’s budget. It is the intent of the committees that the Military Department, in coordination with the Department of Budget and Management (DBM), begin to budget funds within the new subprogram for maintenance expenses specifically dedicated to improving the functionality of the Army National Guard facilities beginning with the fiscal 2022 budget.

Information Request	Authors	Due Date
Army National Guard maintenance funding dedicated to improving facility functionality	Military Department DBM	With the submission of the fiscal 2022 budget

D50H01.08 MEMA – Opioid Operational Command Center

Opioid Crisis Fund: The budget committees request quarterly reports for fiscal 2021 on the funding plan for the funds contained in the Opioid Crisis Fund (OCF) from the Opioid Operational Command Center (OCC) as well as the Maryland Department of Health (MDH). These reports are to include the spending plan for these funds, including the fund source for each line item, as well as any changes to the spending plan and any performance metrics that have been gathered by OCC from programs receiving this funding.

Information Request	Authors	Due Date
OCF quarterly reports	OCC MDH	September 30, 2020 December 31, 2020 March 31, 2021 June 30, 2021

D55P00
Department of Veterans Affairs

Budget Amendments

D55P00.02 Cemetery Program

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Delete the funding for 2 new caretakers for the cemetery program (PIN #: 104489, and 104490). This action still allows for five new cemetery positions over the fiscal 2020 budget which also added 17 new cemetery positions.	65,452 GF	2.00
 Total Reductions	 65,452	 2.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	78.00	76.00		2.00
General Fund	5,985,939	5,920,487	65,452	
Special Fund	980,636	980,636	0	
Federal Fund	1,706,038	1,706,038	0	
Total Funds	8,672,613	8,607,161	65,452	

D99A11
Office of Administrative Hearings

Committee Narrative

D99A11.01 General Administration

Report on Administrative Law Judge Workloads: Due to the wide variety of case types that agency administrative law judges (ALJ) are responsible for, the use of multi-case dockets is a useful way to streamline casework and dispose of cases in a more timely fashion. While overall ALJ caseloads declined by approximately 4% in fiscal 2019 from the previous year, the actual workload for judges has remained constant or increased, according to various other work-related metrics, such as the number of decisions written per ALJ per year. The committees are interested in determining the scope of ALJ workloads. Therefore, it is the intent of the budget committees that the agency submit information on the type and number of dockets per year for each judge as well as any other work-related measures that can assist the committees in understanding and quantifying ALJ workloads.

Information Request	Author	Due Date
Administrative law judge workload reporting	Office of Administrative Hearings	November 1, 2020

E00A
Comptroller of Maryland

Budget Amendments

Add the following language:

Provided that 3 regular positions and \$165,300 in general funds and \$6,084 in special funds are reduced.

Explanation: This language deletes 3 vacant positions (PIN 046589, 003203, and 003460) and associated funding. These positions have been vacant for one year or longer.

REVENUE ADMINISTRATION DIVISION

E00A04.01 Revenue Administration

Add the following language to the general fund appropriation:

, provided that \$300,000 of this appropriation made for the purpose of administration may not be expended for that purpose but instead may be used only for the purpose of implementing a private letter ruling process. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This action restricts administrative funding to support the implementation of a private letter ruling process within the agency. A private letter ruling is a written statement issued to a taxpayer that interprets and applies tax laws to the taxpayer's represented set of facts.

Amendment No. _____

E00A04.02 Major Information Technology Development Projects

Add the following language to the special fund appropriation:

, provided that \$10,759,068 of this appropriation made for the purpose of the Integrated Tax System Major Information Technology Project may not be expended until the Comptroller of Maryland submits documentation to the budget committees certifying that the Alcohol and Tobacco Commission shall be provided office space at the current location of the Comptroller's Office in the City of Annapolis, and that the Alcohol and Tobacco Commission shall be provided access to the existing comprehensive document management and licensing database system currently used by the Field Enforcement Division within the Comptroller's Office for alcoholic

E00A

beverages and tobacco enforcement activities. Office space and access to the database shall be provided for the period of January 1, 2021, through June 30, 2021. The documentation shall be submitted by June 1, 2020, and the budget committees shall have 30 days from the date of receipt to review and comment. Funds restricted pending the receipt of the documentation may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled if the documentation is not submitted to the budget committees.

Explanation: The language restricts \$10,759,068 in special funds for the Integrated Tax System (ITS) Major Information Technology Project until the Comptroller of Maryland submits documentation certifying that the agency will provide the Alcohol and Tobacco Commission office space and access to the Field Enforcement Division’s existing comprehensive document management and licensing database for the second half of fiscal 2021.

Information Request	Author	Due Date
Documentation of certification that the Alcohol and Tobacco Commission will be provided office space and database access for the second half of fiscal 2021	Comptroller of Maryland	June 1, 2020

Amendment No. _____

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. Reduce special fund support for the Integrated Tax System Major Information Technology Project because of available fund balances due to greater project funding than costs in prior years. A corresponding reduction of \$2.0 million in general funds is made in the Department of Information Technology budget.	700,000	SF
Total Reductions	700,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Special Fund	10,759,068	10,059,068	700,000	
Total Funds	10,759,068	10,059,068	700,000	

E00A

FIELD ENFORCEMENT DIVISION

E00A06.01 Field Enforcement Administration

Add the following language to the general fund appropriation:

provided that \$1,600,000 and 27 positions in program E00A06.01 Field Enforcement Administration in the Comptroller of Maryland may not be expended for that purpose but instead may only be transferred by budget amendment to the Alcohol and Tobacco Commission, program E17A01.01 for the staffing and operations of that commission. This transfer shall occur on January 1, 2021. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: This language transfers Field Enforcement Division staff who are currently responsible for licensing and regulatory duties related to alcoholic beverages and tobacco and the associated funding for these positions from the Comptroller of Maryland to the Alcohol and Tobacco Commission for the second half of fiscal 2021.

Amendment No. _____

Committee Narrative

Report on the Integrated Tax System: The committees request quarterly reports on the current status, cost projections, and timeline for the Integrated Tax System (ITS) Major Information Technology Development Project. The report should include details on the use of fiscal 2021 funding and ITS project development costs.

Information Request	Author	Due Date
Report on the ITS project	Comptroller of Maryland	July 1, 2020 October 1, 2020 January 1, 2021 April 1, 2021

Excise Tax Compliance for Online Premium Cigar Sales: Chapter 735 of 2019 required online premium cigar establishments to pay excise tax as provided in Section 12-302 of the Tax-General Article. It is recognized that compliance has not been possible due to difficulties in properly calculating the correct amount of tax owed. The committees request the Comptroller, in consultation with online premium cigar companies, to study ways in which to solve this compliance problem and report to the committees by December 31, 2020.

E00A

Information Request	Author	Due Date
Study on compliance issues for excise tax on online premium cigar sales	Comptroller of Maryland	December 31, 2020

***Earned Income Tax Credit Participation:** The committees request a report on Maryland participation for the Earned Income Tax Credit based on the most recent available tax data. The report should include the total number of individuals who received a credit compared to the number of individuals who filed for a credit and the total number of individuals who were eligible for a credit. Additionally, the report should include information on the filing status, number of qualifying children, geographic breakdown, income ranges, and size of credit awarded by income range.*

Information Request	Author	Due Date
<i>Report on Earned Income Tax Credit participation</i>	<i>Comptroller of Maryland</i>	<i>September 1, 2020</i>

E50C
State Department of Assessments and Taxation

Committee Narrative

E50C00.01 Office of the Director

Maryland Jurisdiction Tax Lien Sale Information Report: In some Maryland jurisdictions, a home can be placed into a tax sale for relatively minor amounts due in property taxes (and in some cases, for municipal liens such as water bills). For example, in Baltimore City, a house can be put up for tax sale with just \$750 in property tax delinquencies. The State Department of Assessments and Taxation (SDAT) Ombudsman’s Office is likely the only authority in the State where collecting select property tax lien sale information for each county would be appropriate, given the mandate of Chapter 730 of 2019 that created the office. Therefore, SDAT should collect the following information from each jurisdiction for the most recent fiscal year:

- property tax delinquency thresholds (i.e., the minimum amount required to initiate a homeowner property tax lien sale);
- the length of the jurisdiction’s tax lien sale redemption period (if any);
- the total number of property tax lien sales; and
- the neighborhood of each property tax lien sale.

The agency should include this information in a brief update to the budget committees as the goal is to understand any factor that may affect property tax delinquency and what measures can be taken to offer tax relief to homeowners in the State.

Information Request	Author	Due Date
Property tax lien sale report	SDAT	November 1, 2020

E50C00.02 Real Property Valuation

Real Property Valuation Assessor Vacancy Report: The budget committees continue to be concerned about reports of the serious staffing and hiring problems in the Real Property Valuation Program and its assessor positions due to noncompetitive salaries, a high number of employees leaving State service, and inadequate recruiting and hiring. Therefore, the State Department of Assessments and Taxation (SDAT) shall provide a report due December 1, 2020, that includes, but is not limited to, the following information by employee class title and jurisdiction:

- the number of employees in the program that have left State service;

E50C

- the number of new hires and positions posted;
- the number of qualified applications received in response to each posting segmented by qualification level;
- the length of time from the posting of each position to the acceptance of an offer of employment;
- an update on SDAT's Annual Salary Review regarding assessor positions; and
- a full strategic plan that presents SDAT's overall hiring process, recruitment efforts, challenges, and proposed solutions; a list of jurisdictions with the most vacancies and SDAT hiring efforts in those jurisdictions; a listing of hiring milestones and projected hires by jurisdiction through fiscal 2022; and any additional information that would be helpful to the committees in understanding how the agency intends to solve the vacancy issue.

Information Request	Author	Due Date
Real property valuation assessor vacancy report	SDAT	December 1, 2020

Real Property Valuation Equity and Transparency Report: *The budget committees continue to be concerned about transparency and equity in the State's property tax assessment process. Because the State Department of Assessment (SDAT) Real Property Valuation Program and its assessors conduct statewide assessments, and information is needed about how this process is conducted, the budget committees request that the agency provide a report due December 1, 2020, which includes, but is not limited to, the following information:*

- *for the last five fiscal years, the total number of and zip code for all appeals, successful appeals, and properties reassessed because of a successful appeal;*
- *for the last five fiscal years, for those properties reassessed, the change in assessed value for each property;*
- *an explanation of the SDAT property tax assessment appeals process including whether a reassessment of one property requires that the entire block be reassessed and what the average value increase or decrease is after reassessment;*

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- *specific information about the Neighborhood Adjustment Factor (formerly known as the Market Value Index), how it is calculated, and if there is a range for this factor for properties within certain areas; and a specific explanation of all formulas and factors calculated in the assessment process;*
- *an explanation of which specific metrics account for a decrease in property values in an area that is experiencing a continued increase in sale prices; as well as any information and examples as to how SDAT calculations can produce assessment values that are below current market value;*
- *an equity evaluation that examines the properties that were successfully reassessed according to zip code that quantifies whether these properties are in lower, middle, or upper income areas; and*
- *a full report on SDAT efforts to ensure transparency and equity in its assessment processes and procedures.*

<i>Information Request</i>	<i>Author</i>	<i>Due Date</i>
<i>Real property valuation equity and transparency report</i>	<i>SDAT</i>	<i>December 1, 2020</i>

E80E
Property Tax Assessment Appeals Boards

Committee Narrative

E80E00.01 Property Tax Assessment Appeals Boards

Property Tax Assessment Appeals Boards Hearing Postponements Report: One of the primary goals of the Property Tax Assessment Appeals Boards (PTAAB) is to conduct its hearings in a timely and efficient fashion. While its appeals backlog was significantly high in calendar 2015, the agency has reduced the backlog substantially in fiscal 2019. However, PTAAB continues to report that in the five largest State counties, hearing backlogs continue to exist and can be exacerbated whenever key parties to the hearing postpone. In particular, the committees are concerned because one of the main reasons for appeals backlogs was due to hearing postponements by commercial real estate litigants. When cases are postponed, the time delay can result in these litigants receiving additional compensation from their clients as high as 18%. Therefore, the committees request that PTAAB submit a report by December 1, 2020, on this topic. The information provided should include the following data for the last two fiscal years:

- the number of hearing postponements from all litigants;
- the reason(s) given for all hearing postponements by county and litigant type;
- a sample case walkthrough that outlines the overall time PTAAB employees spend on a hearing from initiation to completion, the amount of time lost due to hearing delays, and the typical estimated compensation benefit to a commercial real estate attorney due to the hearing delay;
- to the extent possible, any estimates on the amount of increased expenses by the State due to hearing postponements; and
- any legislative or agency modifications in rules or procedures (such as reducing the number of postponements allowed) that could assist PTAAB in hearing cases in a timely fashion.

Information Request	Author	Due Date
PTAAB hearing postponements report	PTAAB	December 1, 2020

F50
Department of Information Technology

Budget Amendments

Add the following language:

Provided that 15 regular positions shall be reduced from the budget of the Department of Information Technology (DoIT), and that \$90,000 in general funds, \$60,000 in special funds, and \$1,350,000 in reimbursable funds associated with these positions may not be expended for that purpose but instead may be used only for the purpose of enhancing DoIT salaries by creating a new salary scale for information technology positions. The Department of Budget and Management and DoIT should report on salary actions to the budget committees by September 4, 2020. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund or be canceled.

Further provided that the budget of DoIT shall be reduced by \$30,000 in general funds and \$20,000 in special funds.

Explanation: DoIT’s vacancy rates have been between 16% and 25% since January 2018. There currently are 55 vacant positions, which is 42 positions above the budgeted turnover rate for fiscal 2021. This action abolishes 15 regular positions that have been vacant for over one year and also increases the fiscal 2021 budget turnover rate to the level in fiscal 2020. Savings will be used to reduce the DoIT budget by \$500,000 with \$1.5 million restricted for salary enhancements. The Department of Budget and Management and DoIT shall create a new salary scale for information technology positions and report to the budget committees on the salary scales and enhancements by September 4, 2020.

Information Request	Author	Due Date
Report on salary actions	DoIT	September 4, 2020

MAJOR INFORMATION TECHNOLOGY DEVELOPMENT PROJECT FUND

F50A01.01 Major Information Technology Development Project Fund

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Reduce funding for the Medicaid Management Information System II replacement information technology development project based on expectations of program spending in fiscal 2020 and 2021.	1,000,000	GF

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2. Reduce funding for the Maryland Total Human-services Information NetworK Major Information Technology Development Project to reflect anticipated spending in fiscal 2020 and 2021.	16,500,000	GF
3. Reduce general funds appropriated in the Major Information Technology Development Fund (MITDPF). The Department of Information Technology (DoIT) estimates that annual revenues from resource sharing agreements (RSA) are \$1.1 million. These funds are deposited into the MITDPF. The MITDPF does not reflect these revenues for fiscal 2020 and 2021. Recognizing these revenues provides an additional \$2 million enabling a general fund reduction of the same amount. DoIT is authorized to appropriate up to \$2 million RSA revenues deposited into the MITDPF in fiscal 2020 and 2021.	2,000,000	GF
4. <i>Reduce general funds for the Agency Election Management System (AEMS). The available funding for AEMS through fiscal 2021 totals \$4.4 million, as reflected in the Governor's fiscal 2021 Budget Books. However, in the State Board of Elections' (SBE) testimony to its operating analysis, SBE informed the committees that it expects that the final cost of this project will be \$3.5 million. This action reduces the fiscal 2021 general fund appropriation to align with the agency's most recent estimate for AEMS funding needs. This action retains \$12,500 in general funds in fiscal 2021 to provide for Department of Information Technology oversight. A companion special fund reduction is made in the SBE budget.</i>	215,612	GF
Total Reductions	19,500,000 19,715,612	

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<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
General Fund	96,552,770	77,052,770 76,837,158	19,500,000 19,715,612	
Special Fund	8,649,796	8,649,796	0	
Total Funds	105,202,566	85,702,566 85,486,954	19,500,000 19,715,612	

Amendment No. _____

Committee Narrative

Total Statewide Costs of the Department of Human Services’ Maryland Total Human-services Integrated Network: The Maryland Total Human-services Integrated NetworK (MD THINK) is a shared human services platform. The objective is to keep individual data in one system instead of numerous silos throughout State government. Other State systems, such as the Maryland Department of Health’s Medicaid Management Information System, are being migrated onto MD THINK. Appendix N of the Governor’s Budget Highlights for fiscal 2021 shows that the total cost to the Department of Human Services is \$468 million. These costs do not include all costs borne by State agencies to migrate onto MD THINK. The Department of Information Technology (DoIT) should report to the committees on the total estimated cost of MD THINK. This should include costs by year and also costs incurred as well as required in the future of all State agencies by State agency. The report should be submitted by September 4, 2020.

Information Request	Author	Due Date
Report on total costs of MD THINK	DoIT	September 4, 2020

Device as a Service Procurement: *The committees note that other states have begun to pursue ‘Device as a Service’ models for the procurement, inventory management, maintenance, and support of hardware and associated operating systems. The committees request that the Department of Information Technology (DoIT) provide a survey of states that have already undertaken this type of procurement or have issued requests for proposals for this type of service, including but not limited to, the number of State employees served, the number of devices available for selection, and types of operating systems. The committees request a report to include a contrast between the annual costs of these procurements with the equivalent costs incurred by the State under the current procurement model for and support of DoIT’s inventory, maintenance, and support of hardware and associated software. Further, the report should*

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address any concerns that DoIT has related to security and inventory matters that present barriers to the State moving to a 'Device as a Service' model. This report shall be provided by September 1, 2020.

<i>Information Request</i>	<i>Author</i>	<i>Due Date</i>
<i>Report on device as a service procurement</i>	<i>DoIT</i>	<i>September 1, 2020</i>

H00
Department of General Services

Budget Amendments

OFFICE OF FACILITIES OPERATION AND MAINTENANCE

H00C01.01 Facilities Operation and Maintenance

Add the following language to the general fund appropriation:

provided that \$250,000 of this appropriation shall be reduced contingent on the enactment of legislation altering the mandated level of funding provided for the City of Annapolis as a Payment in Lieu of Taxes. Further

Explanation: This reduces the grant to the City of Annapolis by \$250,000, contingent on the Budget Reconciliation and Financing Act reducing the mandated appropriation to \$500,000.

Amendment No. _____

Amend the following language to the general fund appropriation:

~~provided that \$383,000 of this appropriation shall be reduced contingent on the enactment of legislation altering the mandated level of funding provided for the City of Annapolis as a Payment in Lieu of Taxes,~~ provided that \$40,000 of this appropriation made for the purpose of a mandated level of funding to the City of Annapolis as a Payment in Lieu of Taxes may not be provided until: (1) the establishment of a workgroup on the Housing Authority of the City of Annapolis (HACA); and (2) the City of Annapolis, in consultation with Anne Arundel County, the Housing Commission of Anne Arundel County and HACA, submit a report to the budget committees with the findings of the workgroup on the conditions of public housing and with recommendations for short-term and long-term plans for redevelopment. Specifically, the report shall:

- (1) identify in a HACA property any existing or chronically recurring hazardous condition that may be identified according to the Building and Maintenance Code of the City of Annapolis;
- (2) identify any dangerous or unsafe aspects, features, locations, or conditions existing or prevailing on or about HACA property, including any recent harmful or unsafe behavior patterns, incidents, or trends;
- (3) articulate the existing preservation and upkeep scheme; and

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- (4) articulate the redevelopment plan, including prospective funding requirements and sources, and a prospective schedule.

The report shall be submitted by December 15, 2020, and the budget committees shall have 45 days to review and comment. Funds restricted pending receipt of this report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: The language requires that \$40,000 of the Payment in Lieu of Taxes for the City of Annapolis may only be provided after the establishment of a work group on HACA, and the budget committees receive a report on the conditions of public housing in Annapolis.

Information Request	Authors	Due Date
Report on conditions and redevelopment plans for public housing	Anne Arundel County City of Annapolis HACA Housing Commission of Anne Arundel County	December 15, 2020

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Increase the fiscal 2021 turnover rate to the fiscal 2020 level. The fiscal 2020 budgeted turnover rate is 7%. Since January 2018, vacancy rates have been averaging more than 9% per month. In January 2020, the department had 70 vacant positions, which is 34 positions more than are needed to meet the turnover rate. It is unlikely that the vacancy rate will average 5.7% as budgeted in fiscal 2021.	500,000 GF 24,000 SF 6,000 FF	
Total Reductions	530,000	0.00

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	197.00	197.00		0.00
General Fund	33,061,542	32,561,542	500,000	
Special Fund	378,967	354,967	24,000	
Federal Fund	1,134,040	1,128,040	6,000	
Total Funds	34,574,549	34,044,549	530,000	

H00

OFFICE OF PROCUREMENT AND LOGISTICS

H00D01.01 Procurement and Logistics

Add the following language to the general fund appropriation:

provided that since the Department of General Services' Office of State Procurement (OSP) has had four or more repeat findings in the most recent fiscal compliance audit issued by the Office of Legislative Audits (OLA), \$100,000 of this agency's administrative appropriation may not be expended unless:

- (1) OSP has taken corrective action with respect to all repeat audit findings on or before November 1, 2020; and
- (2) a report is submitted to the budget committees by OLA listing each repeat audit finding along with a determination that each repeat finding was corrected. The budget committees shall have 45 days from the date of the receipt of the report to review and comment to allow for funds to be released prior to the end of fiscal 2021.

Explanation: The Joint Audit and Evaluation Committee has requested that budget bill language be added for each unit of State government that has four or more repeat audit findings in its most recent fiscal compliance audit. In this case, OSP has five repeat audit findings. Each such agency is to have a portion of its administrative budget withheld pending the adoption of corrective action by the agency and a determination by OLA that each finding was corrected. OLA shall submit reports to the budget committees on the status of repeat findings.

Information Request	Author	Due Date
Status of corrective actions related to the most recent fiscal compliance audit	OLA	45 days before the release of funds

Committee Narrative

Transparent Agency Office Moving Process: The Department of General Services' (DGS) Office of Real Estate is responsible for procuring office leases. This process can be complicated and opaque. The office has a substantial workload, and leases take time to procure. In recent years, it has been common for DGS to negotiate 50 real estate contracts annually. Procuring lease office space usually takes 18 to 24 months. So that this process is transparent, DGS should develop a web page that provides the status of its real estate procurements. DGS should post procurements on the website within a week after releasing a Request for Proposal. This should include acceptable locations of the office space. DGS should also post the location and specifications of the winning bid on the website within one week after entering into an agreement

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with a vendor. DGS should report to the committees on the status of including this information on its website by December 18, 2020.

Information Request	Author	Due Date
Report on agency office moving website	DGS	December 18, 2020

Q00A
Department of Public Safety and Correctional Services
Office of the Secretary

Committee Narrative

Q00A01.01 General Administration

Justice Reinvestment Act Report: The budget committees request that the Department of Public Safety and Correctional Services (DPSCS) submit a report by December 1, 2020, on the following items:

- annual updates on the number of offenders petitioning and approved for new Justice Reinvestment Act Report (JRA) provisions including, but not limited to, administrative release, medical/geriatric parole, certificates of rehabilitation, and graduated sanctions;
- the number of offenders affected by new diminution and earned compliance credit rules; and
- annual JRA cost savings updates along with any efforts/initiatives to increase savings.

Information Request	Author	Due Date
JRA report	DPSCS	December 1, 2020

Position Abolishments and Reclassifications Report: The budget committees request that the Department of Public Safety and Correctional Services (DPSCS) submit a report by September 1, 2020, on the following items:

- all fiscal 2020 and 2021 abolishments, reclassifications, and transfers including the position titles, what facility or division they came from, and what agency or division they are being transferred or reclassified into, along with the effect these position changes are having on operations; and
- a briefing on the impact of the fiscal 2019 and 2020 changes in correctional officers (CO) compensation and the department's expectations regarding those changes on CO retention and recruitment.

Information Request	Author	Due Date
Position abolishments and reclassifications report	DPSCS	September 1, 2020

Q00A

Q00A01.04 9-1-1 Emergency Number Systems

Local 9-1-1 Staffing Analysis Report: With the advent of Next Generation 9-1-1 (NG911) and overall changes to the State 9-1-1 system, the budget committees are concerned about staffing within local public safety answering points (PSAP). In order to ensure a PSAP environment that enables the approximately 1,300 9-1-1 specialists across the State of Maryland to serve their communities and flourish personally and professionally within the public safety community, the budget committees request a report due January 15, 2021, on the following:

- a breakdown of the number of budgeted and vacant positions at each local PSAP;
- a breakdown and analysis of salaries and benefits for entry-level and advanced 9-1-1 specialists, including a discussion of disparities between various jurisdictions;
- an analysis of how wage and benefit discrepancies affect efforts to recruit and retain highly qualified and well-trained 9-1-1 specialists as well as any other systematic staffing issues;
- an analysis of the training needs of 9-1-1 specialists in a changing emergency response environment; and
- a status update indicating the progress of each PSAP in implementing NG911.

Information Request	Authors	Due Date
Local 9-1-1 staffing analysis report	Emergency Number Systems Board Department of Public Safety and Correctional Services	January 15, 2021

Q00A

Committee Narrative

Q00A02.04 Security Operations

Report on Contraband: The budget committees request that the Department of Public Safety and Correctional Services (DPSCS) submit a report by October 15, 2020, on overall trends in contraband finds, including:

- an analysis of trends in contraband finds using data from at least three fiscal years;
- a review of departmental rules and procedures regarding contraband detection;
- a review of recent changes to contraband detection, including a discussion of Suboxone film as both contraband and as medication used in the department's Medication Assisted Treatment pilot program; and
- an analysis of personnel in the Canine Unit, including the impact of high vacancies on the ability to carry out tactical contraband searches.

Information Request	Author	Due Date
Contraband report	DPSCS	October 15, 2020

Q00A03
Department of Public Safety and Correctional Services
Corrections

Budget Amendments

Amend the following language:

Further provided that \$5,000,000–\$2,500,000 in general funds shall be reduced to reflect personnel savings associated with the abolishment of 521 positions across the department.

Explanation: The Department of Public Safety and Correctional Services is directed to abolish 521 positions through budget bill language. This related action deletes a portion of saved personnel costs due to these position abolishments while ensuring that funding is sufficient to fill vacant positions.

Amendment No. _____

Strike the following language:

Further provided that \$900,000,000 of this appropriation made for the purpose of Comptroller Object 01 Salaries and Wages may be expended only for that purpose. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund or be canceled.

Explanation: The Department of Public Safety and Correctional Services had substantial salary savings in recent fiscal years due to high levels of vacancies in all employee categories. In fiscal 2019, \$18.8 million in excess salary funds were used to cover shortfalls in other areas of the budget. Spending funds in this manner does not provide adequate transparency to the budget committees regarding the actual destination of appropriated funds. This language ensures that salary savings will only be used to support personnel costs without affecting necessary spending on additional overtime or bonus programs. Finally, this language ensures that necessary spending is requested through either a supplemental budget or the deficiency process.

Amendment No. _____

Q00A03

Committee Narrative

Q00A03.01 Maryland Correctional Enterprises

Maryland Correctional Enterprises Staffing, Programs, and Sales Report: The budget committees are concerned that recent trends in sales, employment, and staff vacancies may inhibit the ability of Maryland Correctional Enterprises (MCE) to carry out its mission to improve employability upon release, enhance safety and security, reduce prison idleness, and produce quality goods and services. The budget committees direct the Department of Public Safety and Correctional Services (DPSCS) to submit a report by September 15, 2020, providing the following information:

- a breakdown of regular and special programs to include employment data;
- a review of MCE audit findings and steps taken to address faulty inventory records;
- an analysis of sales and employment trends and any steps that can be taken to maximize sales and employment; and
- an analysis of the impact of MCE vacancies on audit findings, sales, and employment trends.

Information Request	Authors	Due Date
MCE staff, programs, and sales report	MCE DPSCS	September 15, 2020

Q00B
Department of Public Safety and Correctional Services
Corrections

Budget Amendments

Q00B01.01 General Administration

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation may not be expended until the Department of Public Safety and Correctional Services submits a report on plans to replace the Brockbridge Correctional Facility (BCF). The report shall summarize actions taken to downsize BCF, provide a funding estimate and construction timeline for any necessary facility renovations, and provide a detailed description of operational and programmatic plans for the new facility. The report shall be due August 15, 2020, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: The Department of Public Safety and Correctional Services (DPSCS) announced in January 2020 that BCF is depopulated and will be replaced by a comprehensive Pre-Release, Re-Entry, and Workforce Development Facility. This action requires the department to report on plans for renovating BCF and provide a detailed description of the programs and operations that will take place once the new facility opens.

Information Request	Author	Due Date
BCF replacement report	DPSCS	August 15, 2020

Q00C
Department of Public Safety and Correctional Services
Community Supervision

Budget Amendments

Add the following language:

Provided that \$1,300,000 of the general fund appropriation for the Division of Parole and Probation shall be reduced contingent on enactment of legislation to increase the Drinking Driver Monitor Program supervision fee. The Division is authorized to allocate this reduction across the regions.

Explanation: The language reduces general fund support for Drinking Driver Monitor Program (DDMP) operations contingent on legislation authorizing an increase in the DDMP supervision fee. The fee at the current amount is no longer sufficient to support operations, requiring \$1.3 million in general funds to be added to the fiscal 2021 allowance. The additional revenues available from the fee increase eliminate the need for a general fund appropriation. This reduction is intended to be distributed across the Division of Parole and Probation (DPP) regions where general funds are appropriated. DPP is authorized to process a budget amendment recognizing the additional special funds available to support DDMP operations.

Committee Narrative

Q00C02.01 Division of Parole and Probation – Support Services

Division of Parole and Probation Caseload Report: In recent fiscal years, the Division of Parole and Probation (DPP) has been working to reduce caseloads to a manageable level for its parole and probation agents. While vacancies and caseload ratios marginally improved in fiscal 2019, vacancy rates remain above 10%, and some offices have over 100 cases per agent. The budget committees request a report due by September 15, 2020, from DPP on the following:

- efforts to maintain uniform caseloads below the national average in each region;
- the exact breakdown of support staff and general supervision caseloads by office into DPP supervision levels (low, moderate, high risk, administrative, and Violence Prevention Initiative) for fiscal 2019 and 2020; and
- an evaluation of staff realignment between regions.

Information Request	Author	Due Date
DPP caseload report	DPP	September 15, 2020

Q00C

Community Supervision Treatment and Services Report: Division of Parole and Probation (DPP) agents supervise offenders in the community in addition to referring offenders to employment, treatment, and housing services. Employment is a primary indicator for successful reentry into society following correctional or community supervision, yet the employment rate of supervisees upon case closure in fiscal 2019 was 28%, below the performance goal of 30%. The budget committees request a report from DPP on the services that it provides to offenders during and following supervision, including but not limited to employment assistance, mental health and medical treatment, housing assistance, and other reentry services. This report should include current enrollment and expenditures and should be submitted to the committees by November 1, 2020.

Information Request	Author	Due Date
Community Supervision services report	DPP	November 1, 2020

Community Supervision Drug Testing Report: The Division of Parole and Probation (DPP) is responsible for administering drug testing for prohibited substances of offenders supervised in the community, as ordered by a sentencing authority. Testing rates have declined dramatically since the switch to a new vendor in fiscal 2018. Additionally, while the rate of positive results increased to 25% in fiscal 2019, the sharp decline in sample size makes comparisons difficult between years. The budget committees request a report due by October 1, 2020, including the following:

- an overview of drug testing policies, including what offenders are subject to testing, how often testing occurs, the way results are processed by staff, and the provision of laboratory technicians for testimony at hearings;
- a breakdown of drug testing and results for fiscal 2017 to 2020 by type of substance;
- an analysis of these results, including possible reasons for any increase in drug use rates among supervisees, and steps taken to address high drug-use rates; and
- a review of the operational impacts of testing less frequently.

Information Request	Author	Due Date
Community Supervision drug testing report	DPP	October 1, 2020

Q00D
Department of Public Safety and Correctional Services
Corrections

Budget Amendments

Q00D00.01 Patuxent Institution

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. <i>Reduce funding for chiller replacement at the Patuxent Institution. Unappropriated funds are available to support this project through the Department of General Services Facilities Renewal Fund.</i>	21,450	GF
<i>Total Reductions</i>	21,450	

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
<i>Position</i>	426.00	426.00		0.00
<i>General Fund</i>	60,053,112	60,031,662	21,450	
<i>Special Fund</i>	212,400	212,400	0	
<i>Total Funds</i>	60,265,512	60,244,062	21,450	

Amendment No. _____

Q00G
Department of Public Safety and Correctional Services
Police and Correctional Training Commission

Budget Amendments

Q00G00.01 General Administration

Add the following language to the special fund appropriation:

, provided that \$50,000 of this appropriation made for the purpose of management studies and consultants may not be expended until the Police and Correctional Training Commissions, in consultation with the Maryland State Police, submit a report to the budget committees outlining the results of a utilization analysis of the Public Safety Education and Training Center driver training course, firearms training course, and overall classroom space. The utilization analysis shall include (1) a quantitative analysis of subscription and utilization rates of the driver training course, firearms training course, and other classrooms from the beginning of fiscal 2019 to present, broken down by audience type and instructor type; and (2) an evaluation of these results, including the identification of areas that require additional resources or strategic enhancements. The report shall be submitted by December 1, 2020, and the budget committees shall have 45 days to review and comment. Funds restricted pending receipt of this report may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled if the report is not submitted to the budget committees.

Explanation: Utilization of the resources housed in the Public Safety Education and Training Center (PSETC) is of interest to the budget committees in determining the appropriateness of new initiatives and budgetary changes. The driver training track and firearms course are especially of interest, considering the unique service that they provide to public safety professionals in the region. The budget committees request that an evaluation of current resources and space be performed to better understand the needs of public safety professionals. This language restricts Maryland Police Training and Standards Commission police training funds in the Police and Correctional Training Commissions (PCTC) budget so that trends in the prescription or overprescription of special PSETC resources are better understood.

Information Request	Authors	Due Date
PCTC training facilities report	PCTC Maryland State Police	December 1, 2020

Q00R
Department of Public Safety and Correctional Services
Corrections

Budget Amendments

Q00R02.01 Maryland Correctional Institution – Hagerstown

Amend the following language:

, provided that \$100,000 of this appropriation may not be expended until the Department of Public Safety and Correctional Services submits hiring and attrition reports to the budget committees on a ~~quarterly~~ *monthly* basis. The reports shall include a breakdown of all hires and separations for ~~the 3–each month period in question~~ by category of employee (correctional officer, community supervision agent, or administrative employee) and by reason for separation. The report shall also include narrative summarizing all hiring events and changes to the hiring process that occurred ~~during the quarter~~ *each month*; the quantity, type, and cost of bonuses disbursed; as well as overall applications received, tested, and interviewed. The first ~~quarterly~~ report shall be submitted to the budget committees no later than ~~October 30~~ *August 15, 2020*, and the committees shall have 45 days to review and comment from the date the first report was received. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: Hiring within the Department of Public Safety and Correctional Services (DPSCS) has dropped to unsustainable levels, threatening the safety of staff and inmates at facilities and hampering efforts to carry out major projects and policy reforms. The department submitted the Correctional Officer Hiring Strategic Plan Report in December 2019, detailing efforts to improve the hiring process and increase hiring numbers, which are currently 50% lower than the calendar 2010 through 2015 average. The ~~quarterly~~ *monthly* reports requested in fiscal 2021 will enhance the ability of the budget committees to track all departmental hiring as well as the success of recent initiatives.

Information Request	Author	Due Date
DPSCS hiring and attrition report	DPSCS	October <i>August 15, 2020, and monthly thereafter</i> January 15, 2021 April 15, 2021 July 15, 2021

Amendment No. _____

Q00R

Q00R02.04 Western Correctional Institution

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. <i>Reduce funding for heating, ventilation, and air conditioning replacement at Western Correctional Institution. Unappropriated funds are available to support this project through the Department of General Services Facilities Renewal Fund.</i>	65,000	GF
<i>Total Reductions</i>	65,000	

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
<i>Position</i>	465.50	465.50		0.00
<i>General Fund</i>	64,523,623	64,458,623	65,000	
<i>Special Fund</i>	175,000	175,000	0	
<i>Total Funds</i>	64,698,623	64,633,623	65,000	

Amendment No. _____

Q00S
Department of Public Safety and Correctional Services
Corrections

Budget Amendments

Q00S02.02 Maryland Correctional Institution – Jessup

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. <i>Reduce funding associated with gym floor replacement, air handling unit replacement, and oven hood and vent replacements at Maryland Correctional Institution – Jessup. Unappropriated funds are available to support this project through the Department of General Services Facilities Renewal Fund.</i>	18,000	GF
<i>Total Reductions</i>	<i>18,000</i>	

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
<i>Position</i>	<i>316.00</i>	<i>316.00</i>		<i>0.00</i>
<i>General Fund</i>	<i>43,901,869</i>	<i>43,883,869</i>	<i>18,000</i>	
<i>Special Fund</i>	<i>100,000</i>	<i>100,000</i>	<i>0</i>	
<i>Total Funds</i>	<i>44,001,869</i>	<i>43,983,869</i>	<i>18,000</i>	

Amendment No. _____

Q00S02.03 Maryland Correctional Institution for Women

Add the following language to the general fund appropriation:

. provided that \$1,500,000 of this appropriation may only be expended for the purpose of creating a women’s prerelease pilot program. The pilot program must consist of the following:

- (1) a separate, comprehensive rehabilitative space only for women who are eligible under the prerelease security level;*
- (2) a community-based unit or facility with less restrictive requirements that allow offenders to be closer to family, transportation, and community resources that will provide them with assistance;*

Q00S

(3) a location situated in close proximity to where the greater number of offenders will be returning; and

(4) evidence-based and gender-responsive programs and services.

Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: *In 2009, the prelease facility for women was closed, and the State currently lacks gender equity with regards to prerelease opportunities for incarcerated women returning to society. This language restricts funds for the sole purpose of piloting a program that would provide equitable prerelease opportunities for incarcerated women. The pilot program should be housed in a unit or facility separated from men and from women of higher custody status than prerelease. There should be evidence-based programming and adequate connections to community services, transportation, and family.*

Amendment No. _____

Q00S02.06 Southern Maryland Pre-Release Unit

Reduce appropriation for the purposes indicated:

1. *Reduce funding for metal door replacement at the Southern Maryland Pre-Release Unit. Unappropriated funds are available to support this project through the Department of General Services Facilities Renewal Fund.*

	<u>Funds</u>	<u>Positions</u>
	4,350	GF

<i>Total Reductions</i>	4,350
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<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
<i>Position</i>	46.00	46.00		0.00
<i>General Fund</i>	6,163,267	6,158,917	4,350	
<i>Special Fund</i>	145,000	145,000	0	
<i>Total Funds</i>	6,308,267	6,303,917	4,350	

Amendment No. _____

Q00S

Q00S02.08 Eastern Correctional Institution

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. <i>Reduce appropriation for a new warehouse freezer at Eastern Correctional Institution. Unappropriated funds are available to support this project through the Department of General Services Facilities Renewal Fund.</i>	7,500	GF
<i>Total Reductions</i>	7,500	

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
<i>Position</i>	850.00	850.00		0.00
<i>General Fund</i>	123,060,747	123,053,247	7,500	
<i>Special Fund</i>	367,000	367,000	0	
<i>Federal Fund</i>	215,000	215,000	0	
<i>Total Funds</i>	123,642,747	123,635,247	7,500	

Amendment No. _____

Q00S02.10 Central Maryland Correctional Facility

Reduce appropriation for the purposes indicated:

	<u>Funds</u>	<u>Positions</u>
1. <i>Reduce funding for paving project at Central Maryland Correctional Facility. Unappropriated funds are available to support this project through the Department of General Services Facilities Renewal Fund.</i>	5,000	GF
<i>Total Reductions</i>	5,000	

Q00S

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
<i>Position</i>	<i>118.00</i>	<i>118.00</i>		<i>0.00</i>
<i>General Fund</i>	<i>18,694,262</i>	<i>18,689,262</i>	<i>5,000</i>	
<i>Special Fund</i>	<i>85,000</i>	<i>85,000</i>	<i>0</i>	
<i>Total Funds</i>	<i>18,779,262</i>	<i>18,774,262</i>	<i>5,000</i>	

Amendment No. _____

Q00T
Department of Public Safety and Correctional Services
Division of Pretrial Detention

Budget Amendments

Add the following language:

Further provided that \$7,157,230 of this appropriation for the purpose of substance abuse treatment services may only be expended for that purpose or for the purpose of providing aid to political subdivisions to implement Chapter 532 of 2019. Funds unexpended at the end of the fiscal year shall revert to the fund of origin.

Further provided that \$100,000 of this appropriation for the purpose of substance abuse treatment services may not be expended until the Department of Public Safety and Correctional Services (DPSCS) submits a report on the new substance abuse treatment services provider and the Medication Assisted Treatment (MAT) Pilot Program in the Baltimore City Pretrial Complex. The report shall include a description of the new vendor and substance abuse treatment services that are provided at DPSCS facilities, a description of actions taken to establish an MAT Pilot Program at the Baltimore City Pretrial Complex, and a description of the planned use of restricted substance abuse treatment funds. The report shall be submitted by September 1, 2020, and the budget committees shall have 45 days from the date of receipt of the report to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: Chapter 532 of 2019 directs DPSCS to create MAT program within the confines of the Baltimore Pretrial Complex as well as apply for funding to support local detention centers required to create their own treatment programs. DPSCS has historically underspent the appropriation for substance abuse services and does not have a contract in place for these services. Additionally, current funding for local detention centers may not be adequate to ensure the efficient creation of MAT programs for local detainees. This language ensures that funds for substance abuse services will only be spent for that purpose or shall revert to the fund of origin at the end of the fiscal year.

Information Request	Author	Due Date
MAT Pilot Program Report	DPSCS	September 1, 2020

Q00T

Q00T04.01 Chesapeake Detention Facility

Add the following language to the general fund appropriation:

, provided that \$1,000,000 of this appropriation may not be expended until the Department of Public Safety and Correctional Services conducts a review of the federal agreement to operate the Chesapeake Detention Facility as a federal facility, reaches out to the U.S. Marshals Service to renegotiate the agreement, and submits a report on these efforts to the budget committees. The report shall include a detailed history of the use of this facility as a federal detention center, results of efforts to renegotiate the agreement, options to reduce the reliance on general funds for this facility (including the consequences of exiting the agreement prior to expiration), and plans for the facility following the conclusion of the agreement. The report shall be submitted by December 1, 2020, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: The Chesapeake Detention Facility (CDF) is used as a federal detention center for the U.S. Marshals Service but is operated by the Division of Pretrial Detention (DPD). DPD received \$20 million as supplemental funding to construct the Dorsey Run Correctional Facility and receives a contractually negotiated per diem payment for each inmate housed. The per diem rate is no longer sufficient to support CDF operations, resulting in the State subsidizing the detainment of federal offenders. In this report, the Department of Public Safety and Correctional Services (DPSCS) shall revisit the federal agreement, seek ways to increase the per diem rate, and report on these efforts to the General Assembly. The report will include a history of DPSCS actions regarding the contract and address plans for CDF usage following the conclusion of the contract.

Information Request	Author	Due Date
CDF funding report	DPSCS	December 1, 2020

V00A
Department of Juvenile Services

Budget Amendments

DEPARTMENTAL SUPPORT

V00D02.01 Departmental Support

Add the following language to the general fund appropriation:

, provided that \$100,000 of this appropriation made for the purpose of providing administrative support may not be expended until the Department of Juvenile Services submits a report detailing the operations of the Baltimore City Strategic Partnership to the budget committees. This report shall identify the entities participating in this partnership and the respective role and responsibilities of each, detail the processing of cases under this partnership, identify performance measures demonstrating the efficacy of this partnership, and comment on how the partnership will impact juvenile caseloads. The report shall be submitted by December 31, 2020, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: Governor Lawrence J. Hogan, Jr. and the Department of Juvenile Services (DJS) announced the new Baltimore City Strategic Partnership in December 2019 with the goal to improve early intervention efforts for low offending youth. Details on the nature of this partnership are, however, light. This language requests additional information on the structure and operational nature and the impact of this partnership.

Information Request	Author	Due Date
Report on the Baltimore City Strategic Partnership	DJS	December 31, 2020

BALTIMORE CITY REGION

V00G01.01 Baltimore City Region Operations

Reduce appropriation for the purposes indicated:	<u>Funds</u>	<u>Positions</u>
1. Increase turnover expectancy based on current vacancy rates. This reduction may be allocated throughout the department.	786,937	GF
Total Reductions	786,937	0

V00A

<u>Effect</u>	<u>Allowance</u>	<u>Appropriation</u>	<u>Amount Reduction</u>	<u>Position Reduction</u>
Position	387.55	387.55		0.00
General Fund	51,950,480	51,163,543 51,950,480	786,937 0	
Special Fund	772,380	772,380	0	
Federal Fund	759,460	759,460	0	
Total Funds	53,482,320	52,695,383 53,482,320	786,937 0	

Amendment No. _____

W00A
Department of State Police

Committee Narrative

W00A01.01 Office of the Superintendent

***Civilianization:** In December 2016, the Office of Legislative Audits released a report that identified 127 positions in the Department of State Police’s (DSP) workforce currently filled by sworn troopers that could be civilianized; DSP agreed that 84 have potential to be civilianized. In the three years since that report, DSP remains well short of civilianizing the 84 potential positions. Pursuing civilianization enhances public safety and generates cost savings to the State. It is the intent of the budget committees that DSP continue to pursue reclassifying positions for civilianization and submit a report no later than November 1, 2020, discussing these efforts.*

<i>Information Request</i>	<i>Author</i>	<i>Due Date</i>
<i>DSP civilianization report</i>	<i>DSP</i>	<i>November 1, 2020</i>

W00A01.02 Field Operations Bureau

Baltimore Enhanced Visibility Patrol: The Department of State Police (DSP) works in collaboration with the Baltimore Police Department and the Governor’s Office of Crime Prevention, Youth, and Victim Services (GOCPYVS) as part of the Baltimore Enhanced Visibility Patrol Initiative to detect and deter criminal activity. The budget committees request that DSP, in consultation with GOCPYVS, submit a biannual report providing the following information:

- the list of police agencies participating in the initiative and the number of personnel deployed to the initiative;
- the Baltimore police districts in which the initiative operates;
- the number of warnings, citations, and safety equipment repair orders issued;
- the number of warrants served;
- the number of firearms seized; and,
- the number of persons arrested.

The first report will be submitted to the budget committees on December 15, 2020, and the second report will be submitted on June 15, 2021.

W00A

Information Request	Authors	Due Date
Baltimore enhanced visibility patrol report	DSP GOCPYVS	December 15, 2020 June 15, 2021

Budget Amendments

W00A01.04 Support Services Bureau

Add the following language to the general fund appropriation:

, provided that \$100,000 of the appropriation for the Support Services Bureau within the Department of State Police (DSP) may not be expended until the department provides the budget committees with an update on its transition to the National Incident Based Reporting System (NIBRS) method of reporting crime statistics. The report shall provide the following:

- (1) a list of jurisdictions and State agencies that are currently NIBRS compliant;
- (2) the current status of implementing the transition;
- (3) actions taken by DSP to assist local reporting agencies in becoming NIBRS compliant;
and
- (4) the identification of federal fund sources available to reporting agencies to assist in their transition to NIBRS.

The report shall be submitted by November 15, 2020, and the budget committees shall have 45 days to review and comment following the receipt of the report. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Explanation: By January 1, 2021, the Federal Bureau of Investigation is requiring all State Uniform Crime Report (UCR) data to be reported consistent with NIBRS, and Maryland cannot currently accommodate. Currently, DSP reports summary crime statistics only. Given that NIBRS reporting requires significantly more enhanced data reporting, it is likely that local law enforcement agencies will need significant State or Federal assistance for procurement, information technology upgrades, data conversion, technical support, and training. As the agency responsible for the current UCR, this language asks the department to provide an update in its efforts to achieve compliance.

W00A

Information Request	Author	Due Date
Update on the NIBRS transition report	DSP	November 15, 2020

Committee Narrative

Aviation Command Pilot Recruitment: The budget committees remain concerned with the significant vacancy rates among pilots in the Maryland State Police Aviation Command (MSPAC), particularly at the Trooper 5 Cumberland Aviation Section. Personnel limitations resulted in the shutdown of night shift operations in Allegany, Garrett, and Washington counties. It is the intent of the budget committees that MSPAC remain engaged in a pilot recruitment campaign *to fill the pilot vacancies and return Trooper 5 to 24-hour service coverage.*

Further, it is intent of the budget committees and that the Department of State Police (DSP) begin an incentive program to encourage pilots to locate to the Cumberland Aviation Section as well as sections on the Eastern Shore. The committees request a report on recruitment efforts and the development of incentive programs by October 1, 2020.

Information Request	Author	Due Date
Report on MSPAC pilot recruitment and incentive programs	DSP	October 1, 2020

Financing Aviation Command Fleet Maintenance: *It is the intent of the budget committees that no funds expended through the Maryland Emergency Medical System Operations Fund may be used to finance the enrollment of the Maryland State Police Aviation Command in a helicopter fleet maintenance service program.*

Sections

Budget Amendments

Add the following section:

Section 35 Submission of the Uniform Crime Report

SECTION 35. AND BE IT FURTHER ENACTED, That \$1,000,000 of the general fund appropriation within the Department of State Police (DSP) may not be expended until DSP submits the Crime in Maryland, 2019 Uniform Crime Report (UCR) to the budget committees. The budget committees shall have 45 days to review and comment following receipt of the report. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted to the budget committees.

Further provided that, if DSP encounters difficulty obtaining, or validating the accuracy of, the necessary crime data by November 1, 2020, from local jurisdictions who provide the data for inclusion in the UCR, DSP shall notify the Governor's Office of Crime Prevention, Youth, and Victim Services (GOCPYVS). From each jurisdiction's third quarterly State Aid for Police Protection (SAPP) disbursement, the office shall withhold a portion, totaling at least 15%, but no more than 50%, of that jurisdiction's SAPP grant for fiscal 2020 upon receipt of notification from DSP. GOCPYVS shall withhold SAPP funds until such a time that the jurisdiction submits its crime data to DSP and DSP verifies the accuracy of that data. DSP and GOCPYVS shall submit a report to the budget committees indicating any jurisdiction from which crime data was not received by November 1, 2020, and the amount of SAPP funding withheld from each jurisdiction.

Explanation: The annual language was originally added because DSP had not been submitting its annual crime report in a timely manner due to issues related to receiving crime data from the local jurisdictions. The 2017 UCR was not submitted until March 2019, and the 2018 UCR was not submitted as of January 2020. As such, this language withholds a portion of the general fund appropriation until the budget committees receive the 2019 UCR. The language also specifies that GOCPYVS, upon receipt of notification from DSP, must withhold a portion of a delinquent jurisdiction's SAPP grant until certain crime data is received by DSP. Finally, DSP and GOCPYVS must submit a report to the budget committees that includes information on any jurisdiction that did not report crime data by November 1, 2020, and the amount of SAPP funding that was withheld from each jurisdiction.

Information Request	Author	Due Date
2019 UCR data verification	DSP	November 1, 2020
2019 UCR	DSP	45 days prior to the expenditure of funds

Sections

Add the following section:

Section 36 Baltimore City Crime Prevention Initiative

SECTION 36. AND BE IT FURTHER ENACTED, That \$100,000 of the general fund appropriation within the Department of State Police (DSP) and \$100,000 of the general fund appropriation within the Governor's Office of Crime Prevention, Youth, and Victim Services (GOCPYVS) may not be expended until DSP and GOCPYVS jointly submit a report identifying the role each plays within the Baltimore City Crime Prevention Initiative (BCCPI) to combat violent crime in Baltimore City. This report should specifically provide an update regarding the establishment of the Baltimore Regional Intelligence Center (BRIC). The report should also provide and evaluate measurable performance metrics related to the DSP Strike Force and BRIC, and discuss how they compare to the performance measures detailed in the joint report on BCCPI. Finally, this report should discuss all grant awards allocated in fiscal 2020 under this initiative and provide information on the grant recipients and how these funds were used.

The report shall be submitted by September 15, 2020, and the budget committees shall have 45 days to review and comment. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund.

Explanation: Despite a considerable amount of State resources provided to support the crime reduction efforts in Baltimore City, the State's role remains unclear. This report requests DSP and GOCPYVS to submit a joint report clarifying the role each plays in the BCCPI, an update regarding the establishment of BRIC, performance metrics to demonstrate the efficacy of the initiative, and grant award detail for fiscal 2020.

Information Request	Authors	Due Date
Performance report on BCCPI	DSP GOCPYVS	September 15, 2020

Strike the following language:

~~Section 37 — Baltimore City Crime Reduction Strategy~~

~~SECTION 37. AND BE IT FURTHER ENACTED, That \$11,136,063 of this appropriation, representing the entirety of the local law enforcement grants to the Baltimore City Police Department and the Baltimore City State's Attorney's Office, and \$3,000,000 in disparity grants to Baltimore City budgeted within A15000.01 may not be expended unless the Mayor's Office of Criminal Justice, in coordination with the Baltimore City State's Attorney's Office and the Baltimore Police Department, submits a comprehensive annual crime strategy for the city, which must include specific measurable actions the city will take to address crime, be based on a threat assessment, and include annual crime reduction targets for homicides, nonfatal shootings,~~

Sections

~~violent crime, firearms related offenses, and property crime. The crime reduction strategy report shall be developed in consultation with the Governor's Office of Crime Prevention, Youth, and Victim Services (GOCPYVS) and submitted to the Governor and budget committees by October 15, 2020. By October 15, 2020, and quarterly thereafter, the Mayor's Office of Criminal Justice shall report on progress made on the crime reduction targets included in the annual crime reduction strategy. Further provided that the Baltimore Police Department enters their warrant information into the National Criminal Information Center (NCIC)/Maryland Telecommunications Enforcement Resources System (METERS).~~

~~Further provided that \$100,000 in the general fund appropriation for GOCPYVS Administrative Headquarters may not be expended until GOCPYVS submits a letter commenting on and expressing written approval of the comprehensive annual crime strategy no later than October 15, 2020.~~

~~Further provided that \$1,000,000 of disparity grant funding to Baltimore City shall remain withheld and shall be disbursed in increments of \$250,000 upon the submission of each quarterly report. The budget committees shall have 45 days to review and comment prior to the release of funds. Funds restricted pending the receipt of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted.~~

Explanation: This recommendation amends language included in the fiscal 2021 Budget Bill as introduced by the Governor. This action restricts grant funding to Baltimore City provided through GOCPYVS and \$3,000,000 of the city's disparity grant funding until the Baltimore City Mayor's Office, the Mayor's Office of Criminal Justice, the Baltimore City State's Attorney's Office, and the Baltimore Police Department develop a comprehensive annual crime strategy in coordination with GOCPYVS. GOCPYVS is required to consult on the development of the strategy and submit written comment and approval of the strategy to the budget committees along with the crime strategy. Funds are restricted within the GOCPYVS budget until this written approval is submitted. Of the \$3,000,000 in withheld Disparity Grant funding, a total of \$1,000,000 will remain withheld pending the submission of each quarterly performance report. The funding will be released in \$250,000 increments upon the submission of each report.

Sections

Information Request	Author	Due Date
2020 Baltimore City Crime Reduction Strategy	GOCPYVS	October 15, 2020
Letter of comment and approval on the crime reduction strategy	GOCPYVS	October 15, 2020
Quarterly performance measures	GOCPYVS	October 15, 2020 January 15, 2021 April 15, 2021 June 15, 2021

Amendment No. _____

Add the following section:

Section 41 Department of Information Technology Position Reduction Savings

SECTION 41. AND BE IT FURTHER ENACTED, That the reimbursable funds appropriation in the Department of Information Technology programs F50B04.01 State Chief of Information Technology, F50B04.02 Security, F50B04.03 Application Systems Management, and F50B04.04 Infrastructure, shall be reduced by a total of \$450,000. Funding shall be reduced from within programs in the Executive Branch, Legislative Branch, and Judicial Branch agencies in Section 1 of this Act in accordance with a schedule determined by the Governor, the Presiding Officers, and the Chief Judge. The reduction shall equal at least the amount indicated for the funds listed:

<u>Fund</u>	<u>Amount</u>
<u>General</u>	<u>\$270,000</u>
<u>Special</u>	<u>\$90,000</u>
<u>Federal</u>	<u>\$90,000</u>

Explanation: This partially reduces reimbursable funds for 15 regular positions in the Department of Information Technology that are abolished. The positions have been vacant for over one year.

Sections

Add the following section:

Section 42 Report on Agencies with Multiple Personally Identifiable Information Audit Findings in 2019

SECTION 42. AND BE IT FURTHER ENACTED, That since three agencies have had repeat findings in the calendar 2019 compliance audit reports issued by the Office of Legislative Audits (OLA) for problems protecting personally identifiable information (PII), \$100,000 of the general fund appropriation for administration in Program E20B01.01 Treasury Management in the State Treasurer's Office, \$100,000 of the general fund appropriation for administration in Program F10A01.01 Executive Direction in the Department of Budget and Management Office of the Secretary, and \$100,000 of the general fund appropriation for administration in Program R00A01.01 Office of the State Superintendent in the State Department of Education Headquarters may not be expended until:

- (1) agency representatives from agencies with repeat PII audit findings in calendar 2019 have met with the State Chief Information Security Officer (SCISO) to identify and document a path for resolution of any outstanding issues and the agency has taken corrective action with respect to PII protection, including articulating any ongoing associated costs and a timeline for resolution if the corrective action is not complete;
- (2) the SCISO submits a report to OLA by February 1, 2021, addressing corrective actions taken to protect PII, a path and timeline for resolution of any outstanding issues, and any ongoing costs associated with corrective actions; and
- (3) a report is submitted to the budget committees and the Joint Audit and Evaluation Committee (JAEC) by OLA listing each repeat audit finding in accordance with (1) above that demonstrates the agencies' commitment to correct each repeat audit finding. The report shall be submitted to the budget committees and JAEC by May 1, 2021 and the committees and JAEC shall have 45 days to review and comment from the date the report is submitted. Funds restricted pending the receipt of the report may not be transferred by budget amendment or otherwise and shall revert to the General Fund if the report is not submitted.

Explanation: Commonly accepted cybersecurity standards are guided by confidentiality, integrity, and availability. Protecting PII is a key element of confidentiality. Not all State agencies are properly protecting PII. Audit reports from calendar 2019 identified repeat PII findings in the Department of Budget and Management, State Department of Education, and Office of the State Treasurer. This language requires that these agencies report their plans to correct outstanding PII issues to the SCISO. The SCISO should review these plans and report to OLA about these agencies' plans. OLA should review SCISO's findings and report on the commitment to resolving these repeat findings to the budget committees and JAEC.

Sections

Information Request	Authors	Due Date
Report on repeat PII findings	SCISO OLA	February 1, 2021 May 1, 2021

Add the following section:

Section 43 2022 Pollbook Project Development Timeline

SECTION 43. AND BE IT FURTHER ENACTED, That \$100,000 of the general fund appropriation in the State Board of Elections (SBE), and \$100,000 of the general fund appropriation in the Department of Information Technology (DoIT) made for the purpose of general operating expenses may not be expended until SBE, in consultation with DoIT, submits a report that outlines how the 2022 pollbook system will be developed for use in the 2022 gubernatorial election. The report should include a development timeline with specific milestones to be achieved, expenditures anticipated to achieve each milestone, and the projected date of completion for each milestone. The report should also include affirmation by DoIT of SBE's proposed backup plan should the system not be ready in 2022. The report shall be submitted by July 1, 2020, and the budget committees shall have 45 days from the date of receipt of the report to review and comment. Funds restricted pending receipt of the report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if a report is not submitted.

Explanation: The 2022 Pollbook Project is a new Major Information Technology Development Project for SBE. The Information Technology Project Report has limited details due to the newness of the project. This language restricts funds pending submission of a report that describes the timeline for completing this project in advance of the 2022 election cycle.

Information Request	Authors	Due Date
Report on how funds will be used and the development timeline leading up to the 2022 election	SBE DoIT	July 1, 2020