

SENATE BILL 192

B1

0lr0183
CF HB 152

By: **The President (By Request – Administration)**

Introduced and read first time: January 15, 2020

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 6, 2020

CHAPTER _____

1 AN ACT concerning

2 **Budget Reconciliation and Financing Act of 2020**

3 FOR the purpose of ~~repealing a requirement that the Comptroller publish, in a certain~~
4 ~~manner, certain notices regarding persons appearing to be the owners of abandoned~~
5 ~~property; requiring the Comptroller to establish and maintain a certain abandoned~~
6 ~~property database and publish notice of the database in a certain manner; increasing~~
7 a certain fee for certain supervisees in the Drinking Driver Monitor Program;
8 repealing the termination date of a certain increase in the surcharge on certain
9 recordable instruments that the State Court Administrator is required to establish
10 for the Circuit Court Real Property Records Improvement Fund; reducing the
11 amount the State is required to appropriate to the Maryland Agricultural and
12 Resource-Based Industry Development Corporation in certain fiscal years; requiring
13 the Corporation to use the appropriation for certain programs in certain amounts,
14 subject to a certain contingency; altering the year by which the Corporation is to
15 become self-sufficient and in no further need of certain operating support; expanding
16 the authorized uses of certain funds; altering, for certain fiscal years, the total State
17 operating fund per full-time equivalent student for certain community colleges that
18 the Governor is required to request; altering, for certain fiscal years, the total State
19 operating funds required to be distributed to certain community colleges; authorizing
20 the Governor to include a certain mandated appropriation in either the operating
21 budget or the capital budget; authorizing, rather than requiring, the Governor to
22 include in certain budgets certain appropriations; altering, for certain fiscal years,
23 the annual apportionment for each institution that qualifies for aid under the Joseph
24 A. Sellinger Program; ~~repealing a requirement that the Governor include certain~~
25 appropriations in the budget each year; ~~reducing the rate increase for certain service~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 ~~provides the Governor is required to include in a certain budget;~~ requiring the State
2 Department of Education to work with a certain office in developing certain rates;
3 ~~clarifying that a State contribution to a certain college investment plan may be made~~
4 ~~to one account~~ a limited number of accounts for each qualified beneficiary; limiting
5 a certain qualified beneficiary from receiving more than ~~one State contribution~~ a
6 certain number of State contributions under certain circumstances; authorizing a
7 certain board to adopt certain regulations; requiring the Maryland Department of
8 Health to pay certain penalties into a certain fund; increasing the amount of funds
9 in a certain fund over which certain funds shall revert to the General Fund; requiring
10 the Maryland Department of Health to establish a certain program, establish certain
11 criteria, carry out the program in a certain manner, and adopt certain regulations;
12 providing that no more than a certain percentage of certain payments shall be
13 subject to the collection of certain penalties; authorizing the Maryland Department
14 of Health to modify the program in a certain manner; prohibiting a certain penalty
15 or adjustment from being accomplished or implemented in a certain manner; altering
16 the fiscal agent of the Children's Cabinet Interagency Fund; altering the amount the
17 Governor is ~~authorized~~ required to appropriate to a certain fund in certain budgets
18 in a certain fiscal year; ~~limiting the amount of a certain subsidy that a certain~~
19 ~~commission may receive each fiscal year; requiring that a certain subsidy for a~~
20 ~~certain program must be at least a certain amount each fiscal year; reducing the~~
21 ~~amount the State is required to appropriate in the State budget as a payment to a~~
22 ~~certain city for certain services; repealing a requirement that a certain appropriation~~
23 ~~to a certain city be increased each year by a certain amount;~~ authorizing the use of
24 a certain fund to pay certain expenses only under certain circumstances; providing
25 that for certain fiscal years a certain revenue estimate adjustment made by the
26 Bureau of Revenue Estimates may not exceed certain amounts; ~~authorizing the~~
27 ~~Governor to provide copies of certain budget books in print or electronic form;~~
28 ~~prohibiting the restoration of certain proposed appropriations struck or reduced by~~
29 ~~the General Assembly in the annual budget, except under certain circumstances;~~
30 ~~repealing the requirement for certain personnel detail and strategic plan information~~
31 ~~to be provided in certain budget books and requiring the information to be provided~~
32 ~~on the Department of Budget and Management's website; requiring that certain~~
33 ~~information be provided in a certain manner on the Department of Budget and~~
34 ~~Management's website; repealing a requirement that the Governor submit certain~~
35 ~~budget books and provide certain information in a certain manner;~~ altering a
36 requirement that for a certain fiscal year the Governor include in the budget bill a
37 certain appropriation to the accumulation funds of the State Retirement and Pension
38 System; ~~repealing~~ altering a requirement that if certain revenues exceed a certain
39 estimate the Comptroller distribute a certain amount to a certain fund to be used for
40 certain purposes; ~~repealing~~ altering a requirement that money in a certain fund be
41 used for a certain purpose; repealing a requirement that the State pay a certain
42 amount for certain fiscal years to a certain account as repayment for a certain
43 transfer; ~~clarifying that a certain distribution shall be made in an annual~~
44 ~~appropriation in a certain budget code; requiring the Comptroller to distribute a~~
45 ~~certain amount for certain fiscal years to a certain account; reducing for a certain~~
46 ~~fiscal year the total amount of film tax credit certificates that the Secretary of~~
47 ~~Commerce may issue; increasing the percentage of certain costs for which each~~

~~county and Baltimore City are responsible for reimbursing the State; requiring~~
~~certain third-party settlement organizations to report, under certain circumstances,~~
~~certain payment information to the Comptroller and certain payees at least a certain~~
~~number of days before federal income tax filing deadlines; altering certain~~
~~requirements that for certain fiscal years the Governor appropriate certain amounts~~
~~from the General Fund to a certain special fund; providing, for certain fiscal years,~~
~~the budgeted Medicaid Deficit Assessment; altering the fiscal year budget that the~~
~~Governor is required to begin reducing the budgeted Medicaid Deficit Assessment by~~
~~a certain amount; ~~repealing a requirement that for certain fiscal years certain~~~~
~~amounts be transferred between certain funds; providing, for a certain fiscal year,~~
~~that payments to providers with rates set by a certain committee may not increase~~
~~by more than a certain amount; authorizing the Governor to transfer certain~~
~~amounts from certain funds; ~~repealing provisions of law relating to the National~~~~
~~Capital Strategic Economic Development Program; reducing for a certain fiscal year~~
~~a certain appropriation; ~~requiring that for certain fiscal years a certain distribution~~~~
~~of revenue be used for a certain purpose; authorizing the transfer of certain funds;~~
~~requiring the transfer of certain funds; repealing certain obsolete provisions of law;~~
~~making a certain provision of this Act contingent on the taking effect of another Act;~~
~~providing for a delayed effective date for certain provisions of this Act; requiring the~~
~~publisher of the Annotated Code of Maryland, in consultation with and subject to the~~
~~approval of the Department of Legislative Services, to correct any cross-references~~
~~or terminology rendered incorrect by this Act and to describe any corrections made~~
~~in an editor's note following the section affected; and generally relating to the~~
~~financing of State and local government.~~

~~BY repealing~~

~~Article – Economic Development~~

~~Section 4-513~~

~~Annotated Code of Maryland~~

~~(2018 Replacement Volume and 2019 Supplement)~~

~~BY repealing~~

~~Article – Housing and Community Development~~

~~Section 6-701 through 6-710 and the subtitle “Subtitle 7. National Capital Strategic~~
~~Economic Development Program”~~

~~Annotated Code of Maryland~~

~~(2019 Replacement Volume and 2019 Supplement)~~

~~BY repealing~~

~~Article – Insurance~~

~~Section 19-801 through 19-808 and the subtitle “Subtitle 8. Maryland Health Care~~
~~Provider Rate Stabilization Fund”~~

~~Annotated Code of Maryland~~

~~(2017 Replacement Volume and 2019 Supplement)~~

~~BY repealing~~

~~Article – Public Safety~~

1 Section 4-1006
2 Annotated Code of Maryland
3 (2018 Replacement Volume and 2019 Supplement)

4 BY repealing
5 Article – State Finance and Procurement
6 ~~Section 7-116 and 7-329(b-1)~~ 6-226(a)(2)(ii)22.
7 Annotated Code of Maryland
8 (2015 Replacement Volume and 2019 Supplement)

9 ~~BY repealing and reenacting, with amendments,~~
10 ~~Article – Commercial Law~~
11 ~~Section 17-311~~
12 ~~Annotated Code of Maryland~~
13 ~~(2013 Replacement Volume and 2019 Supplement)~~

14 BY renumbering
15 Article – State Finance and Procurement
16 Section 6-226(a)(2)(ii)23. through 6-226(a)(2)(ii)122., respectively
17 to be Section 6-226(a)(2)(ii)22. through 6-226(a)(2)(ii)121., respectively
18 Annotated Code of Maryland
19 (2015 Replacement Volume and 2019 Supplement)

20 BY repealing
21 Chapter 193 of the Acts of the General Assembly of 2005
22 Section 3

23 BY repealing and reenacting, with amendments,
24 Article – Correctional Services
25 Section 6-115
26 Annotated Code of Maryland
27 (2017 Replacement Volume and 2019 Supplement)

28 BY repealing and reenacting, with amendments,
29 Article – Courts and Judicial Proceedings
30 Section 13-604
31 Annotated Code of Maryland
32 (2013 Replacement Volume and 2019 Supplement)

33 BY repealing and reenacting, with amendments,
34 Article – Economic Development
35 Section 10-523
36 Annotated Code of Maryland
37 (2018 Replacement Volume and 2019 Supplement)

38 BY repealing and reenacting, without amendments,
39 Article – Education

1 Section ~~5-219(a), 24-201, and 24-204(a)~~ and 18-19A-01(c)
2 Annotated Code of Maryland
3 (2018 Replacement Volume and 2019 Supplement)

4 BY repealing and reenacting, with amendments,
5 Article – Education
6 Section ~~5-219(g), 16-305(e)(1), 8-417(b)(1), 16-320(c), and 17-104(a)~~ 17-104(a), and
7 18-19A-04.1(a)
8 Annotated Code of Maryland
9 (2018 Replacement Volume and 2019 Supplement)

10 BY adding to
11 Article – Education
12 Section 18-19A-04.1(h)
13 Annotated Code of Maryland
14 (2018 Replacement Volume and 2019 Supplement)

15 ~~BY repealing~~
16 ~~Article – Education~~
17 ~~Section 24-204(d)~~
18 ~~Annotated Code of Maryland~~
19 ~~(2018 Replacement Volume and 2019 Supplement)~~

20 ~~BY repealing and reenacting, without amendments,~~
21 ~~Article – Health – General~~
22 ~~Section 7-307(a)(3), 16-201.3(a)(2), 16-201.4(a), and 19-2201(a) and (e)(1)~~
23 ~~Annotated Code of Maryland~~
24 ~~(2019 Replacement Volume)~~

25 BY repealing and reenacting, with amendments,
26 Article – Health – General
27 ~~Section 7-307(d)(2), 16-201.3(d)(2), 16-201.4(b)(1), and 19-2201(e)(2)(iv)~~ Section
28 15-103.3(b)(1) and (c)(1) and (4)
29 Annotated Code of Maryland
30 (2019 Replacement Volume)

31 BY adding to
32 Article – Health – General
33 Section ~~19-2201(e)(2)(v)~~ 15-103.7
34 Annotated Code of Maryland
35 (2019 Replacement Volume)

36 BY repealing and reenacting, without amendments,
37 Article – Housing and Community Development
38 Section 4-509(a)(1) and (4)
39 Annotated Code of Maryland
40 (2019 Replacement Volume and 2019 Supplement)

- 1 BY repealing and reenacting, with amendments,
2 Article – Housing and Community Development
3 Section 4–509(j)(3)
4 Annotated Code of Maryland
5 (2019 Replacement Volume and 2019 Supplement)
- 6 BY repealing and reenacting, with amendments,
7 Article – Human Services
8 Section 8–508
9 Annotated Code of Maryland
10 (2019 Replacement Volume and 2019 Supplement)
- 11 BY repealing and reenacting, without amendments,
12 Article – Insurance
13 Section 6–121(a)
14 Annotated Code of Maryland
15 (2017 Replacement Volume and 2019 Supplement)
- 16 BY repealing and reenacting, with amendments,
17 Article – Insurance
18 Section ~~14–106(d) and (e)~~ 6–121(b)(1) and 31–107.2(a)
19 Annotated Code of Maryland
20 (2017 Replacement Volume and 2019 Supplement)
- 21 BY repealing and reenacting, without amendments,
22 Article – Labor and Employment
23 Section 10–301(a) and (c)
24 Annotated Code of Maryland
25 (2016 Replacement Volume and 2019 Supplement)
- 26 BY repealing and reenacting, with amendments,
27 Article – Labor and Employment
28 Section 10–314
29 Annotated Code of Maryland
30 (2016 Replacement Volume and 2019 Supplement)
- 31 BY repealing and reenacting, with amendments,
32 Article – State Finance and Procurement
33 Section ~~4–608~~, 6–104(e), 7–115, 7–311(j)(1), ~~7–329(e) and (d)~~ 7–329(b–1), and
34 7–330(g) and (j)
35 Annotated Code of Maryland
36 (2015 Replacement Volume and 2019 Supplement)
- 37 BY adding to
38 Article – State Finance and Procurement
39 Section 7–114.3

1 Annotated Code of Maryland
2 (2015 Replacement Volume and 2019 Supplement)

3 BY repealing and reenacting, without amendments,
4 Article – State Finance and Procurement
5 Section ~~7–329(b) and (c)~~ 7–329(b) and (c) through (e) and 7–330(b) through (f), (h),
6 (i), and (k)
7 Annotated Code of Maryland
8 (2015 Replacement Volume and 2019 Supplement)

9 BY repealing and reenacting, with amendments,
10 Article – Tax – General
11 Section ~~2–606~~ 2–202(b), 2–606, and 10–730(f)
12 Annotated Code of Maryland
13 (2016 Replacement Volume and 2019 Supplement)

14 BY adding to
15 Article – Tax – General
16 Section 10–825
17 Annotated Code of Maryland
18 (2016 Replacement Volume and 2019 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Tax – Property
21 Section ~~2–106~~ and 13–209(g)(2), (3), and (4)
22 Annotated Code of Maryland
23 (2019 Replacement Volume)

24 BY repealing and reenacting, with amendments,
25 Chapter 397 of the Acts of the General Assembly of 2011, as amended by Chapter
26 425 of the Acts of the General Assembly of 2013, Chapter 464 of the Acts of
27 the General Assembly of 2014, Chapter 489 of the Acts of the General
28 Assembly of 2015, Chapter 23 of the Acts of the General Assembly of 2017,
29 Chapter 10 of the Acts of the General Assembly of 2018, and Chapter 16 of the
30 Acts of the General Assembly of 2019
31 Section 16(c)

32 ~~BY repealing and reenacting, with amendments,~~
33 ~~Chapter 364 of the Acts of the General Assembly of 2017~~
34 ~~Section 3~~

35 ~~BY repealing and reenacting, with amendments,~~
36 ~~Chapter 365 of the Acts of the General Assembly of 2017~~
37 ~~Section 3~~

~~SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 4-513 of Article – Economic Development of the Annotated Code of Maryland be repealed.~~

~~SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 6-701 through 6-710 and the subtitle “Subtitle 7. National Capital Strategic Economic Development Program” of Article – Housing and Community Development of the Annotated Code of Maryland be repealed.~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 19-801 through 19-808 and the subtitle “Subtitle 8. Maryland Health Care Provider Rate Stabilization Fund” of Article – Insurance and Section(s) 6-226(a)(2)(ii)22 of Article – State Finance and Procurement of the Annotated Code of Maryland be repealed.

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 4-1006 of Article – Public Safety of the Annotated Code of Maryland be repealed.

SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 6-226(a)(2)(ii)23 through 6-226(a)(2)(ii)122, respectively, of Article – State Finance and Procurement of the Annotated Code of Maryland be renumbered to be Section(s) 6-226(a)(2)(ii)22 through 6-226(a)(2)(ii)121, respectively.

~~SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 7-116 of Article – State Finance and Procurement of the Annotated Code of Maryland be repealed.~~

SECTION 4. AND BE IT FURTHER ENACTED, That Section(s) 3 of Chapter 193 of the Acts of the General Assembly of 2005 be repealed.

SECTION ~~4~~ 5. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

~~Article – Commercial Law~~

~~17-311.~~

~~(a) (1) Within 365 days from the filing of the report required by § 17-310 of this subtitle, the Administrator shall cause notice to be published in a newspaper of general circulation in the county in the State within which is located the last known address of any person to be named in the notice.~~

~~(2) If an address is not listed or if the address is outside the State, the notice shall be published in the county within which the person who held the abandoned property has the principal place of business in this State.~~

~~(b) The published notice shall be entitled “Notice of Names of Persons Appearing to Be Owners of Abandoned Property” and shall contain:~~

1 ~~(1) The names in alphabetical order and last known addresses, if any, of~~
2 ~~persons listed in the report and entitled to notice in the county specified in this section;~~

3 ~~(2) A statement that information concerning the amount or description of~~
4 ~~the property and the name and address of the person who held the property may be~~
5 ~~obtained by any person who possesses an interest in the property, by addressing an inquiry~~
6 ~~to the Administrator; and~~

7 ~~(3) A statement that a proof of claim may be presented by the owner to the~~
8 ~~Administrator.~~

9 ~~(e) The Administrator is not required to publish in the notice any item valued at~~
10 ~~less than \$100 unless the Administrator considers the publication to be in the public~~
11 ~~interest.]~~

12 ~~(A) IN THIS SECTION, "ABANDONED PROPERTY DATABASE" MEANS AN~~
13 ~~ELECTRONIC DATABASE CONTAINING THE NAMES AND LAST KNOWN ADDRESSES, IF~~
14 ~~ANY, OF PERSONS WHO APPEAR TO BE OWNERS OF ABANDONED PROPERTY.~~

15 ~~(B) (1) THE ADMINISTRATOR SHALL MAINTAIN, OR CAUSE TO BE~~
16 ~~MAINTAINED, AN ABANDONED PROPERTY DATABASE.~~

17 ~~(2) WITHIN 365 DAYS AFTER THE FILING OF THE REPORT REQUIRED~~
18 ~~BY § 17-310 OF THIS SUBTITLE, THE ADMINISTRATOR SHALL ADD TO THE~~
19 ~~ABANDONED PROPERTY DATABASE THE NAMES AND LAST KNOWN ADDRESSES, IF~~
20 ~~ANY, OF PERSONS LISTED IN THE REPORT.~~

21 ~~(3) THE ADMINISTRATOR SHALL MAINTAIN, OR CAUSE TO BE~~
22 ~~MAINTAINED, AN INTERNET WEBSITE THAT:~~

23 ~~(I) PROVIDES REASONABLE MEANS BY WHICH A PERSON MAY~~
24 ~~SEARCH THE ABANDONED PROPERTY DATABASE REQUIRED BY THIS SUBSECTION;~~

25 ~~(II) CONTAINS A STATEMENT THAT INFORMATION CONCERNING~~
26 ~~THE AMOUNT OR DESCRIPTION OF THE PROPERTY AND THE NAME AND ADDRESS OF~~
27 ~~THE PERSON WHO HELD THE PROPERTY MAY BE OBTAINED BY ANY PERSON WHO~~
28 ~~POSSESSES AN INTEREST IN THE PROPERTY, BY ADDRESSING AN INQUIRY TO THE~~
29 ~~ADMINISTRATOR;~~

30 ~~(III) CONTAINS A STATEMENT THAT A PROOF OF CLAIM MAY BE~~
31 ~~PRESENTED BY THE OWNER TO THE ADMINISTRATOR; AND~~

32 ~~(IV) INCLUDES A LINK TO AN ABANDONED PROPERTY CLAIM~~
33 ~~FORM.~~

1 ~~(c) (1) THE ADMINISTRATOR SHALL PUBLISH NOTICE ON THE INTERNET~~
 2 ~~WEBSITE REQUIRED BY SUBSECTION (B)(3) OF THIS SECTION.~~

3 ~~(2) THE NOTICE SHALL:~~

4 ~~(i) BE PUBLISHED AT LEAST ONCE EACH CALENDAR QUARTER~~
 5 ~~IN ONE OR MORE NEWSPAPERS OF GENERAL CIRCULATION IN EACH COUNTY OF THE~~
 6 ~~STATE; AND~~

7 ~~(ii) CONTAIN:~~

8 ~~1. A STATEMENT THAT THE ADMINISTRATOR~~
 9 ~~MAINTAINS RECORDS OF THE NAMES AND LAST KNOWN ADDRESSES, IF ANY, OF~~
 10 ~~PERSONS WHO APPEAR TO BE OWNERS OF ABANDONED PROPERTY;~~

11 ~~2. A STATEMENT THAT ANY PERSON MAY SEARCH THE~~
 12 ~~ADMINISTRATOR'S ABANDONED PROPERTY RECORDS THROUGH THE~~
 13 ~~ADMINISTRATOR'S INTERNET WEBSITE;~~

14 ~~3. THE ADDRESS OF THE INTERNET WEBSITE; AND~~

15 ~~4. A PHONE NUMBER THAT A PERSON MAY CALL FOR~~
 16 ~~ASSISTANCE IF THE PERSON DOES NOT HAVE INTERNET ACCESS.~~

17 ~~(d) Within 120 days from the receipt of the report required by § 17-310 of this~~
 18 ~~subtitle, the Administrator shall mail a notice to each person who has an address listed in~~
 19 ~~the report who appears entitled to property valued at \$100 or more and presumed~~
 20 ~~abandoned under this subtitle.~~

21 ~~(e) The mailed notice shall contain:~~

22 ~~(1) A statement that, according to a report filed with the Administrator,~~
 23 ~~property is being held to which the addressee appears entitled;~~

24 ~~(2) The name and address of the person who held the property and any~~
 25 ~~necessary information regarding any change of the name or address of the holder; and~~

26 ~~(3) A statement that a proof of claim may be presented by the owner to the~~
 27 ~~Administrator.~~

28 Article – Correctional Services

29 6-115.

30 (a) (1) In this section the following words have the meanings indicated.

1 (2) “Program fee” means any fee the Division assesses on a supervisee the
2 Division places in the Drinking Driver Monitor Program.

3 (3) “Supervisee” means a person that the court places under the
4 supervision of the Division.

5 (4) “Supervision fee” means the fee the court orders under § 6–226 of the
6 Criminal Procedure Article.

7 (b) All supervisees placed in the Drinking Driver Monitor Program by the
8 Division shall be:

9 (1) subject to a monthly supervision fee in accordance with § 6–226 of the
10 Criminal Procedure Article; and

11 (2) assessed a monthly Program fee of [~~\$55~~] **\$75** by the Division.

12 (c) (1) The Program fee imposed under this section shall be paid to the
13 Division by all supervisees in the Drinking Driver Monitor Program.

14 (2) The Division shall pay the Program fees collected under this section
15 into the Drinking Driver Monitor Program Fund.

16 (d) Notwithstanding subsections (b) and (c) of this section, the Division may
17 exempt a supervisee as a whole or in part from the Program fee imposed under this section
18 if:

19 (1) the supervisee has diligently tried but has been unable to obtain
20 employment that provides sufficient income for the supervisee to pay the fee;

21 (2) (i) the supervisee is a student in a school, college, or university or is
22 enrolled in a course of vocational or technical training designed to prepare the student for
23 gainful employment; and

24 (ii) certification of student status is supplied to the Division by the
25 institution in which the supervisee is enrolled;

26 (3) the supervisee has a handicap limiting employment, as determined by
27 a physical or psychological examination accepted by the Division;

28 (4) the supervisee is responsible for the support of dependents and the
29 payment of the fee is an undue hardship on the supervisee; or

30 (5) other extenuating circumstances exist.

31 Article – Courts and Judicial Proceedings

1 13-604.

2 (a) (1) Except as provided in paragraph (2) of this subsection, the
3 Administrator shall establish a surcharge of \$20 for each type of recordable instrument to
4 be recorded among the land records and the financing statement records.

5 (2) For recordable instruments executed on or after July 1, 2011, [but
6 before July 1, 2020,] the surcharge established under this subsection shall be \$40 for each
7 type of recordable instrument to be recorded among the land records and the financing
8 statement records.

9 (b) The surcharge shall be collected by the office of the clerk of the circuit court
10 for each county.

11 (c) The surcharge may not be charged to an entity that is exempt from the
12 payment of fees under § 3-603 of the Real Property Article.

13 (d) Receipts from the surcharge shall be placed in the Fund and used by the
14 Administrator for the purposes of the Fund.

15 Article – Economic Development

16 10-523.

17 (a) (1) The Corporation may receive annual funding through an appropriation
18 in the State budget.

19 (2) The Corporation may also receive money for projects included in the
20 budgets of State units.

21 (3) (i) To assist the Corporation in complying with subsection (c) of this
22 section, the Governor shall include each year in the State budget bill an appropriation to
23 the Corporation for rural business development and assistance as follows:

24 1. for fiscal year [2015] 2021, \$2,875,000; and

25 2. for each of the fiscal years [2016] 2022 through [2024]
26 2025, [\$2,875,000] \$2,735,000.

27 (ii) In addition to any money provided under subparagraph (i) of this
28 paragraph, the Governor may include each year in the State budget bill an appropriation
29 to the Corporation in an amount not exceeding \$5,000,000 for rural land acquisition and
30 easement programs, including programs to assist young and beginning farmers.

31 (b) (1) THE FUNDS APPROPRIATED TO THE CORPORATION UNDER
32 SUBSECTION (A)(3)(I)2 OF THIS SECTION SHALL BE USED TO SUPPORT THE

1 CORPORATION'S RURAL BUSINESS LOAN PROGRAMS AND SMALL MATCHING GRANT
 2 PROGRAMS.

3 (2) All unexpended and unencumbered money appropriated to the
 4 Corporation shall remain with the Corporation for future use.

5 (c) The Corporation shall conduct its financial affairs so that, by fiscal year [2025]
 6 2026, it is self-sufficient and in no further need of general operating support by the State.

7 (d) The Corporation may use up to 3% of the money received under §
 8 13-306(a)(3)(ii)2 of the Tax – Property Article for administrative costs associated with the
 9 Next Generation Farmland Acquisition Program.

10 **Article – Education**

11 5–219.

12 (a) In this section, “Fund” means The Blueprint for Maryland’s Future Fund.

13 (g) The Fund may be used only to assist in providing adequate funding for [early]:

14 (1) **EARLY** childhood education and primary and secondary education
 15 based on the recommendations of the Commission on Innovation and Excellence in
 16 Education, including revised education funding formulas; **AND**

17 (2) **MARYLAND PREKINDERGARTEN EXPANSION GRANTS.**

18 8–417.

19 (b) (1) The Department, [as] IN COLLABORATION WITH the fiscal agent of
 20 the Children’s Cabinet Fund under Title 8, Subtitle 5 of the Human Services Article, shall
 21 administer and implement a redesigned rate setting process for nonpublic general
 22 education schools, residential child care programs, and nonresidential child care programs.

23 ~~16–305.~~

24 ~~(e) (1) (i) Except as provided in subparagraphs (iii), (iv), [and] (v), (VI),~~
 25 ~~AND (VII) of this paragraph, the total State operating fund per full-time equivalent student~~
 26 ~~to the community colleges for each fiscal year as requested by the Governor shall be:~~

27 ~~1. In fiscal year 2009, not less than an amount equal to~~
 28 ~~26.25% of the State’s General Fund appropriation per full-time equivalent student to the~~
 29 ~~4-year public institutions of higher education in the State as designated by the Commission~~
 30 ~~for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this~~
 31 ~~article in the previous fiscal year;~~

~~2. In fiscal year 2010, not less than an amount equal to 23.6% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;~~

~~3. In fiscal year 2011, not less than an amount equal to 21.8% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;~~

~~4. In fiscal year 2012, not less than an amount equal to 20% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;~~

~~5. In fiscal year 2014, an amount that is the greater of 19.7% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year or \$1,839.47 per full-time equivalent student;~~

~~6. In fiscal year 2015, an amount that is the greater of 19.7% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year or \$1,839.47 per full-time equivalent student;~~

~~7. In fiscal year 2017, not less than an amount equal to 20.5% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;~~

~~8. In fiscal year 2018, not less than an amount equal to 21.0% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;~~

~~9. In fiscal year 2019, not less than an amount equal to 22.0% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year; AND~~

~~10. In fiscal year 2020, not less than an amount equal to 23% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year[.];~~

~~11. In fiscal year 2021, not less than an amount equal to 25% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year;~~

~~12. In fiscal year 2022, not less than an amount equal to 27% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year; and~~

~~13. In fiscal year 2023 and each fiscal year thereafter, not less than an amount equal to 29% of the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State as designated by the Commission for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year].~~

~~(ii) For purposes of this subsection, the State's General Fund appropriation per full-time equivalent student to the 4-year public institutions of higher education in the State for a fiscal year shall include noncapital appropriations from the Higher Education Investment Fund.~~

~~(iii) Notwithstanding the provisions of subparagraph (i) of this paragraph, the total State operating funds to be distributed under this subsection to the community colleges for each of fiscal years 2011 and 2012 shall be \$194,407,432.~~

~~(iv) In fiscal year 2013, the total State operating funds for community colleges shall be \$199,176,114, to be distributed as follows:~~

- ~~1. Allegany College\$4,773,622;~~
- ~~2. Anne Arundel Community College\$27,235,329;~~
- ~~3. Community College of Baltimore County\$34,398,366;~~
- ~~4. Carroll Community College\$6,851,515;~~
- ~~5. Cecil Community College\$4,645,751;~~

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1	6.	College of Southern Maryland	\$10,902,580;
2	7.	Chesapeake College	\$5,675,815;
3	8.	Frederick Community College	\$8,145,648;
4	9.	Garrett College	\$2,246,700;
5	10.	Hagerstown Community College	\$6,965,064;
6	11.	Harford Community College	\$9,990,806;
7	12.	Howard Community College	\$12,584,485;
8	13.	Montgomery College	\$35,998,553;
9	14.	Prince George's Community College	\$22,013,074; and
10	15.	Wor-Wie Community College	\$6,748,796.

11 (v) ~~In fiscal year 2016, the total State operating funds for community~~
12 ~~colleges shall be \$222,744,620, to be distributed as follows:~~

13	1.	Allegany College	\$4,850,443;
14	2.	Anne Arundel Community College	\$28,715,483;
15	3.	Community College of Baltimore County	\$38,637,668;
16	4.	Carroll Community College	\$7,345,653;
17	5.	Cecil Community College	\$5,108,064;
18	6.	College of Southern Maryland	\$13,017,885;
19	7.	Chesapeake College	\$6,142,473;
20	8.	Frederick Community College	\$8,975,284;
21	9.	Garrett College	\$2,561,002;
22	10.	Hagerstown Community College	\$7,620,412;
23	11.	Harford Community College	\$10,865,634;
24	12.	Howard Community College	\$15,723,055;

~~13. Montgomery College.....\$40,000,786;~~

~~14. Prince George’s Community College..... \$26,072,537; and~~

~~15. Wor Wie Community College\$7,108,241.~~

~~(VI) IN FISCAL YEAR 2021, THE TOTAL STATE OPERATING FUNDS FOR THE COMMUNITY COLLEGES SHALL BE \$267,916,591 TO BE DISTRIBUTED AS FOLLOWS:~~

~~1. ALLEGANY COLLEGE OF MARYLAND\$5,603,130;~~

~~2. ANNE ARUNDEL COMMUNITY COLLEGE\$31,690,223;~~

~~3. COMMUNITY COLLEGE OF BALTIMORE COUNTY\$45,623,299;~~

~~4. CARROLL COMMUNITY COLLEGE.....\$8,195,322;~~

~~5. CECH COLLEGE.....\$5,755,092;~~

~~6. COLLEGE OF SOUTHERN MARYLAND.....\$15,088,436;~~

~~7. CHESAPEAKE COLLEGE\$6,589,636;~~

~~8. FREDERICK COMMUNITY COLLEGE.....\$12,042,368;~~

~~9. GARRETT COLLEGE.....\$3,027,853;~~

~~10. HAGERSTOWN COMMUNITY COLLEGE.....\$9,316,385;~~

~~11. HARFORD COMMUNITY COLLEGE\$12,990,121;~~

~~12. HOWARD COMMUNITY COLLEGE.....\$21,459,934;~~

~~13. MONTGOMERY COLLEGE\$48,388,449;~~

~~14. PRINCE GEORGE’S COMMUNITY COLLEGE\$33,586,778; AND~~

~~15. WOR WIC COMMUNITY COLLEGE\$8,559,565.~~

~~(VII) BEGINNING IN FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, THE TOTAL STATE OPERATING FUNDS TO BE DISTRIBUTED UNDER~~

~~THIS SUBSECTION TO EACH COMMUNITY COLLEGE SHALL BE THE AMOUNT OF AID PROVIDED IN THE CURRENT FISCAL YEAR AS APPROVED IN THE STATE BUDGET AS ENACTED BY THE GENERAL ASSEMBLY INCREASED BY THE PERCENTAGE BY WHICH THE PROJECTED TOTAL GENERAL FUND REVENUES FOR THE UPCOMING FISCAL YEAR EXCEED THE REVISED ESTIMATE OF TOTAL GENERAL FUND REVENUES FOR THE CURRENT FISCAL YEAR, AS CONTAINED IN THE DECEMBER REPORT OF ESTIMATED STATE REVENUES SUBMITTED BY THE BOARD OF REVENUE ESTIMATES TO THE GOVERNOR UNDER § 6-106 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.~~

16-320.

(c) (1) ~~(I)~~ In ~~fiscal year 2019 and in each fiscal year thereafter~~ FISCAL YEARS 2019 THROUGH 2021, the Governor ~~[shall]~~ ~~MAY~~ annually appropriate in the operating budget ~~OR CAPITAL BUDGET~~ of the Commission an amount equal to 5% of the appropriation to the Community College Construction Grant Program in the same fiscal year.

(II) IN FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL ANNUALLY APPROPRIATE IN THE OPERATING OR CAPITAL BUDGET OF THE COMMISSION AN AMOUNT EQUAL TO 5% OF THE APPROPRIATION TO THE COMMUNITY COLLEGE CONSTRUCTION GRANT PROGRAM IN THE SAME FISCAL YEAR.

(2) ~~[The appropriation required]~~ ~~IF AN APPROPRIATION IS PROPOSED BY THE GOVERNOR~~ under paragraph (1) of this subsection, ~~THE APPROPRIATION~~ shall be in addition to and may not supplant the amount appropriated to the Community College Construction Grant Program in the State budget.

17-104.

(a) (1) Except as provided in paragraphs (2), (3), [and] (4), AND (5), ~~AND (6)~~ of this subsection, the Maryland Higher Education Commission shall compute the amount of the annual apportionment for each institution that qualifies under this subtitle by multiplying the number of full-time equivalent students enrolled at the institution during the fall semester of the fiscal year preceding the fiscal year for which the aid apportionment is made, as determined by the Maryland Higher Education Commission by:

(i) In fiscal year 2009, an amount not less than 16% of the State's General Fund per full-time equivalent student appropriation to the 4-year public institutions of higher education in this State for the preceding fiscal year;

(ii) In fiscal year 2010, an amount not less than 12.85% of the State's General Fund per full-time equivalent student appropriation to the 4-year public institutions of higher education in the State for the same fiscal year;

1 (iii) In fiscal year 2011, an amount not less than 9.8% of the State's
2 General Fund per full-time equivalent student appropriation to the 4-year public
3 institutions of higher education in this State for the same fiscal year;

4 (iv) In fiscal year 2012, an amount not less than 9.2% of the State's
5 General Fund per full-time equivalent student appropriation to the 4-year public
6 institutions of higher education in this State for the same fiscal year;

7 (v) In fiscal year 2014, an amount that is the greater of 9.4% of the
8 State's General Fund per full-time equivalent student appropriation to the 4-year public
9 institutions of higher education in this State for the same fiscal year or \$875.53 per
10 full-time equivalent student;

11 (vi) In fiscal year 2015, an amount that is the greater of 9.4% of the
12 State's General Fund per full-time equivalent student appropriation to the 4-year public
13 institutions of higher education in this State for the same fiscal year or \$875.53 per
14 full-time equivalent student;

15 (vii) In fiscal year 2017, an amount not less than 10.1% of the State's
16 General Fund per full-time equivalent student appropriation to the 4-year public
17 institutions of higher education in this State for the same fiscal year;

18 (viii) In fiscal year 2018, an amount not less than 10.5% of the State's
19 General Fund per full-time equivalent student appropriation to the 4-year public
20 institutions of higher education in this State for the same fiscal year;

21 (ix) In fiscal year 2019, an amount not less than 10.8% of the State's
22 General Fund per full-time equivalent student appropriation to the 4-year public
23 institutions of higher education in this State for the same fiscal year; ~~AND~~

24 (x) In fiscal year 2020, an amount not less than 11.1% of the State's
25 General Fund per full-time equivalent student appropriation to the 4-year public
26 institutions of higher education in this State for the same fiscal year; ~~and~~

27 **(XI) IN FISCAL YEAR 2022, AN AMOUNT NOT LESS THAN 14% OF**
28 **THE STATE'S GENERAL FUND PER FULL-TIME EQUIVALENT STUDENT**
29 **APPROPRIATION TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN**
30 **THIS STATE FOR THE SAME FISCAL YEAR;**

31 **(XII) IN FISCAL YEAR 2023, AN AMOUNT NOT LESS THAN 15% OF**
32 **THE STATE'S GENERAL FUND PER FULL-TIME EQUIVALENT STUDENT**
33 **APPROPRIATION TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN**
34 **THIS STATE FOR THE SAME FISCAL YEAR; AND**

1 ~~(xi)~~ **(XIII)** In fiscal year ~~2021~~ **2024** and each fiscal year thereafter,
 2 an amount not less than 15.5% of the State's General Fund per full-time equivalent student
 3 appropriation to the 4-year public institutions of higher education in this State for the
 4 same fiscal year.

5 (2) For each of fiscal years 2011 and 2012, the total amount of the aid
 6 provided under this subtitle shall be \$38,445,958, to be allocated among the institutions
 7 that qualify under this subtitle in proportion to the number of full-time equivalent students
 8 enrolled at each institution during the fall semester of the fiscal year preceding the fiscal
 9 year for which the aid apportionment is made, as determined by the Maryland Higher
 10 Education Commission.

11 (3) In fiscal year 2013, the total amount of aid due to all institutions shall
 12 be \$38,056,175.

13 (4) In fiscal year 2016, the total amount of the aid provided under this
 14 subtitle shall be \$42,822,240, to be allocated among the institutions that qualify under this
 15 subtitle in proportion to the number of full-time equivalent students enrolled at each
 16 institution during the fall semester of fiscal year 2015, as determined by the Maryland
 17 Higher Education Commission.

18 ~~(5) IN FISCAL YEAR 2021, THE TOTAL AMOUNT OF AID DUE TO ALL~~
 19 ~~INSTITUTIONS SHALL BE \$59,024,905 TO BE DISTRIBUTED AS FOLLOWS:~~

20	(I) CAPITOL TECHNOLOGY UNIVERSITY	\$670,957;
21	(II) GOUCHER COLLEGE	\$2,466,084;
22	(III) HOOD COLLEGE	\$1,834,286;
23	(IV) JOHNS HOPKINS UNIVERSITY	\$29,019,524;
24	(V) LOYOLA UNIVERSITY MARYLAND	\$6,534,728;
25	(VI) MARYLAND INSTITUTE COLLEGE OF ART	\$2,823,062;
26	(VII) MCDANIEL COLLEGE	\$2,771,043;
27	(VIII) MOUNT ST. MARY'S UNIVERSITY	\$2,676,349;
28	(IX) NOTRE DAME OF MARYLAND UNIVERSITY	\$1,842,589;
29	(X) ST. JOHN'S COLLEGE	\$843,131;
30	(XI) STEVENSON UNIVERSITY	\$4,358,920;

~~(XII) WASHINGTON ADVENTIST UNIVERSITY.....\$1,171,808; AND~~

~~(XIII) WASHINGTON COLLEGE.....\$2,012,424.~~

~~(6) BEGINNING IN FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, THE TOTAL AMOUNT OF AID PROVIDED TO EACH ELIGIBLE INSTITUTION UNDER THIS SUBTITLE SHALL BE THE AMOUNT OF AID PROVIDED IN THE CURRENT FISCAL YEAR INCREASED BY ONE PERCENTAGE POINT LESS THAN THE PERCENTAGE BY WHICH THE PROJECTED TOTAL GENERAL FUND REVENUES FOR THE UPCOMING FISCAL YEAR EXCEED THE REVISED ESTIMATE OF TOTAL GENERAL FUND REVENUES FOR THE CURRENT FISCAL YEAR, AS CONTAINED IN THE DECEMBER REPORT OF ESTIMATED STATE REVENUES SUBMITTED BY THE BOARD OF REVENUE ESTIMATES TO THE GOVERNOR UNDER § 6-106 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.~~

(5) IN FISCAL YEAR 2021, THE TOTAL AMOUNT OF THE AID PROVIDED UNDER THIS SUBTITLE SHALL BE \$70,159,994, TO BE ALLOCATED AMONG THE INSTITUTIONS THAT QUALIFY UNDER THIS SUBTITLE IN PROPORTION TO THE NUMBER OF FULL-TIME EQUIVALENT STUDENTS ENROLLED AT EACH INSTITUTION DURING THE FALL SEMESTER OF FISCAL YEAR 2020, AS DETERMINED BY THE MARYLAND HIGHER EDUCATION COMMISSION.

18-19A-01.

(c) “Board” means the Maryland 529 Board established under § 18-1904 of this title.

18-19A-04.1.

(a) (1) [For] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, FOR investment accounts established after December 31, 2016, a State contribution may be made to [an] ONE NOT MORE THAN TWO investment account ACCOUNTS FOR EACH QUALIFIED BENEFICIARY as provided in this section if:

[(1)] (I) The qualified beneficiary of the investment account is a Maryland resident;

[(2)] (II) The account holder submits an application to the Board or its designee between January 1 and June 1 of each year; and

[(3)] (III) The account holder has Maryland taxable income in the previous taxable year no greater than \$112,500 for an individual or \$175,000 for a married couple filing a joint return.

1 (2) FOR STATE CONTRIBUTION APPLICATION PERIODS AFTER
 2 DECEMBER 31, 2020, A QUALIFIED BENEFICIARY MAY NOT RECEIVE MORE THAN
 3 ONE STATE CONTRIBUTION TWO STATE CONTRIBUTIONS FOR EACH YEAR THE
 4 QUALIFIED BENEFICIARY IS ELIGIBLE FOR THE STATE CONTRIBUTION UNDER THIS
 5 SECTION.

6 (H) THE BOARD MAY ADOPT ANY REGULATIONS THAT THE BOARD
 7 CONSIDERS NECESSARY TO CARRY OUT THE PROVISIONS OF THIS SECTION.

8 ~~24-201.~~

9 ~~There is a Maryland Public Broadcasting Commission.~~

10 ~~24-204.~~

11 ~~(a) (1) The Commission annually shall prepare a budget request to provide~~
 12 ~~funds to perform its duties under this subtitle.~~

13 ~~(2) The Commission may receive and spend any grant or gift budgeted or~~
 14 ~~provided for it.~~

15 ~~(3) (i) The Commission is encouraged to make use of its facilities,~~
 16 ~~equipment, and other resources to provide services that may generate additional income.~~
 17 ~~Any income earned in that manner shall be considered special funds for use by the~~
 18 ~~Commission.~~

19 ~~(ii) Unexpended funds may be carried forward and expended in any~~
 20 ~~subsequent fiscal year, subject to the approval of the Board of Public Works.~~

21 ~~[(d) (1) Beginning in fiscal year 2019, and for each fiscal year thereafter, the~~
 22 ~~Governor shall include in the annual budget bill a General Fund appropriation to the~~
 23 ~~Commission in an amount not less than the General Fund appropriation for the current~~
 24 ~~fiscal year as approved in the State budget as enacted by the General Assembly and~~
 25 ~~increased by the percentage by which the projected total General Fund revenues for the~~
 26 ~~upcoming fiscal year exceed the revised estimate of total General Fund revenues for the~~
 27 ~~current fiscal year, as contained in the December report of estimated State revenues~~
 28 ~~submitted by the Board of Revenue Estimates to the Governor under § 6-106 of the State~~
 29 ~~Finance and Procurement Article.~~

30 ~~(2) (i) In addition to the appropriation required under paragraph (1) of~~
 31 ~~this subsection, if the actual amount of special funds in special fund code R15304~~
 32 ~~Community Services Grant and CPB Grant in budget code R15P00 Maryland Public~~
 33 ~~Broadcasting Commission received by the Commission in the second previous fiscal year is~~
 34 ~~lower than the amount that was budgeted for the Commission as approved in the State~~
 35 ~~budget as enacted by the General Assembly for the second previous fiscal year, the~~
 36 ~~Governor shall include in the annual budget bill, for the upcoming fiscal year, a General~~

~~Fund appropriation to the Commission in an amount not less than the difference between the actual funds and the budgeted funds.~~

~~(ii) The general funds appropriated under subparagraph (i) of this paragraph may not be included in the calculation under paragraph (1) of this subsection for any subsequent fiscal year.]~~

Article – Health – General

~~7 307.~~

~~(a) (3) “Community provider” means a community-based agency or program funded by the Administration to serve individuals with developmental disabilities.~~

~~(d) (2) The Governor’s proposed budget for fiscal year 2021 shall include a [4%] 2% rate increase for community service providers over the funding provided in the legislative appropriation for Object 08 Contractual Services in Program M00M01.02 Community Services for fiscal year 2020.~~

~~16 201.3.~~

~~(a) (2) “Community provider” means a community-based agency or program funded by the Behavioral Health Administration or the Medical Care Programs Administration to serve individuals with mental disorders, substance-related disorders, or a combination of these disorders.~~

~~(d) (2) The Governor’s proposed budget for fiscal year 2021 shall include a [4%] 2% rate increase for community providers over the funding provided in the legislative appropriation for the immediately preceding fiscal year for each of the following:~~

~~(i) Object 08 Contractual Services in Program M00Q01.10 Medicaid Behavioral Health Provider Reimbursement — Medical Care Programs Administration;~~

~~(ii) Object 08 Contractual Services in Program M00L01.02 Community Services — Behavioral Health Administration; and~~

~~(iii) Object 08 Contractual Services in Program M00L01.03 Community Services for Medicaid State Fund Recipients — Behavioral Health Administration.~~

~~16 201.4.~~

~~(a) (1) In this section the following words have the meanings indicated.~~

~~(2) “Provider” means a provider of:~~

~~(i) Nursing home services;~~

1 (4) At the end of each fiscal year, any amount in excess of [\$3] \$5 million
2 shall revert to the General Fund.

3 15-103.7.

4 **(A) IN THIS SECTION, "PROGRAM" MEANS THE PROGRAM ESTABLISHED BY**
5 **THE DEPARTMENT UNDER SUBSECTION (B) OF THIS SECTION.**

6 **(B) (1) THE DEPARTMENT SHALL ESTABLISH A VALUE-BASED**
7 **PURCHASING PROGRAM THAT AWARDS FINANCIAL INCENTIVES TO AND ASSESSES**
8 **PENALTIES ON MANAGED CARE ORGANIZATIONS BASED ON THE ORGANIZATION'S**
9 **PERFORMANCE ON HEALTH MEASURES ESTABLISHED BY THE DEPARTMENT.**

10 **(2) THE DEPARTMENT SHALL, IN ACCORDANCE WITH THIS SECTION,**
11 **ESTABLISH CRITERIA TO IMPLEMENT THE PROGRAM, INCLUDING THE**
12 **ESTABLISHMENT OF PERFORMANCE TARGETS, AWARD OF INCENTIVES, AND**
13 **COLLECTION OF PENALTIES.**

14 **(C) NOT MORE THAN 1% OF THE AMOUNT OF CAPITATED PAYMENTS**
15 **RECEIVED BY A MANAGED CARE ORGANIZATION EACH YEAR SHALL BE SUBJECT TO**
16 **THE COLLECTION OF PENALTIES UNDER THE PROGRAM.**

17 **(D) FOR EACH MEASUREMENT YEAR, BEGINNING JANUARY 1, 2021, THE**
18 **DEPARTMENT MAY NOT IN ANY CALENDAR YEAR PAY A TOTAL AMOUNT OF**
19 **INCENTIVES TO MANAGED CARE ORGANIZATIONS UNDER THE PROGRAM IN AN**
20 **AMOUNT THAT EXCEEDS:**

21 **(1) THE TOTAL AMOUNT OF PENALTIES THE DEPARTMENT COLLECTS**
22 **FROM MANAGED CARE ORGANIZATIONS UNDER THE PROGRAM; AND**

23 **(2) ANY ADDITIONAL FUNDS ALLOCATED BY THE DEPARTMENT TO**
24 **SUPPORT THE PROGRAM.**

25 **(E) (1) FOR EACH MEASUREMENT YEAR, BEGINNING JANUARY 1, 2021,**
26 **THE DEPARTMENT SHALL BASE THE INITIAL DISTRIBUTION OF FUNDING AWARDED**
27 **UNDER THE PROGRAM TO A MANAGED CARE ORGANIZATION IN EACH CALENDAR**
28 **YEAR ON THE NUMBER OF PERFORMANCE TARGETS THAT THE MANAGED CARE**
29 **ORGANIZATION MEETS OR EXCEEDS.**

30 **(2) FOR EACH MEASUREMENT YEAR, BEGINNING JANUARY 1, 2021, IF**
31 **THE TOTAL AMOUNT OF PENALTIES THAT THE DEPARTMENT COLLECTS UNDER THE**
32 **PROGRAM EXCEEDS THE TOTAL AMOUNT OF INCENTIVE FUNDING AWARDED IN THE**

1 INITIAL DISTRIBUTION OF FUNDS IN A CALENDAR YEAR UNDER THE PROGRAM, THE
2 REMAINING FUNDS SHALL BE ALLOCATED AS FOLLOWS:

3 (I) 40% TO MANAGED CARE ORGANIZATIONS THAT HAVE MET
4 OR EXCEEDED MORE PERFORMANCE TARGETS THAN THE MANAGED CARE
5 ORGANIZATION HAS NOT MET;

6 (II) 25% TO MANAGED CARE ORGANIZATIONS THAT THE
7 DEPARTMENT DETERMINES HAVE DEMONSTRATED PERFORMANCE IMPROVEMENT
8 IN THE MEASUREMENT YEAR, IF THE MANAGED CARE ORGANIZATIONS USE THE
9 FUNDING TO TARGET PERFORMANCE IMPROVEMENT IN AREAS IDENTIFIED BY THE
10 DEPARTMENT;

11 (III) 25% FOR HEALTH IMPROVEMENT PROGRAMS UNDER THE
12 MARYLAND MEDICAID MANAGED CARE PROGRAM, WITH THE FUNDING USED TO
13 FUND ENHANCEMENTS IN:

14 1. AREAS WHERE THE MARYLAND MEDICAID MANAGED
15 CARE PROGRAM AS A WHOLE UNDERPERFORMS AS COMPARED TO EQUIVALENT
16 PROGRAMS IN OTHER STATES; OR

17 2. AREAS DETERMINED BY THE DEPARTMENT TO BE A
18 STATE HEALTH PRIORITY;

19 (IV) EXCEPT AS PROVIDED IN ITEM (V) OF THIS SUBSECTION,
20 10% TO ESTABLISH A RESERVE IN THE HEALTHCHOICE PERFORMANCE INCENTIVE
21 FUND TO BE USED IN ANY CALENDAR YEAR IN WHICH THE AMOUNT OF PENALTIES
22 THE DEPARTMENT COLLECTS UNDER THE PROGRAM ARE INSUFFICIENT TO PAY
23 INCENTIVES EARNED BY MANAGED CARE ORGANIZATIONS; AND

24 (V) IF THE DEPARTMENT MAY NOT ALLOCATE FUNDS, IN
25 WHOLE OR IN PART, IN ACCORDANCE WITH ITEM (IV) OF THIS PARAGRAPH BECAUSE
26 OF THE LIMITATION IN PARAGRAPH (3) OF THIS SUBSECTION, THE DEPARTMENT
27 SHALL EQUALLY ALLOCATE THE REMAINING FUNDS FOR USE UNDER ITEMS (I), (II),
28 AND (III) OF THIS PARAGRAPH.

29 (3) THE DEPARTMENT MAY NOT ALLOCATE FUNDS UNDER
30 PARAGRAPH (2)(IV) OF THIS SUBSECTION IN A MANNER THAT CAUSES THE BALANCE
31 IN THE HEALTHCHOICE PERFORMANCE INCENTIVE FUND TO EXCEED \$5 MILLION.

32 (F) SUBJECT TO THE PROVISIONS OF THIS SECTION, THE DEPARTMENT
33 MAY MODIFY THE PROGRAM IF THE DEPARTMENT:

1 (1) ADOPTS BY REGULATION ANY CHANGES TO THE CORE SET OF
 2 PERFORMANCE MEASURES AND THE METHODOLOGY FOR PENALTIES, REWARDS,
 3 DISINCENTIVES, OR INCENTIVES UNDER SUBSECTION (E)(1) AND (2)(I) OF THIS
 4 SECTION BEFORE THE CALENDAR YEAR FOR WHICH THE MANAGED CARE
 5 ORGANIZATIONS WILL BE HELD ACCOUNTABLE FOR THE STANDARD COMPLIANCE
 6 WITH THE PERFORMANCE MEASURES; AND

7 (2) NOTIFIES EACH MANAGED CARE ORGANIZATION OF THE CORE
 8 SET OF PERFORMANCE MEASURES AND TARGETS UNDER SUBSECTION (E)(1) AND
 9 (2)(I) OF THIS SECTION AT LEAST 3 MONTHS BEFORE THE CALENDAR YEAR FOR
 10 WHICH THE MANAGED CARE ORGANIZATION WILL BE HELD ACCOUNTABLE TO THE
 11 STANDARD FOR COMPLIANCE WITH THE PERFORMANCE MEASURES.

12 (G) ANY PENALTY OR CAPITATION ADJUSTMENT IMPOSED UNDER THIS
 13 SECTION ON A MANAGED CARE ORGANIZATION MAY NOT BE ACCOMPLISHED OR
 14 IMPLEMENTED BY WITHHOLDING A CAPITATION PAYMENT.

15 (H) THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THIS
 16 SECTION.

17 ~~10-2201.~~

18 ~~(a) In this section, "Fund" means the Community Health Resources Commission~~
 19 ~~Fund.~~

20 ~~(c) (1) Subject to paragraph (2) of this subsection, the Fund may be used only~~
 21 ~~to:~~

22 ~~(i) Cover the administrative costs of the Commission;~~

23 ~~(ii) Cover the actual documented direct costs of fulfilling the~~
 24 ~~statutory and regulatory duties of the Commission in accordance with the provisions of this~~
 25 ~~subtitle;~~

26 ~~(iii) Provide operating grants to qualifying community health~~
 27 ~~resources; and~~

28 ~~(iv) Provide funding for the development, support, and monitoring of~~
 29 ~~a unified data information system among primary and specialty care providers, hospitals,~~
 30 ~~and other providers of services to community health resource members.~~

31 ~~(2) (iv) For fiscal [year] YEARS 2019 [and each fiscal year thereafter,]~~
 32 ~~AND 2020, the Fund may be used for any project or initiative authorized under Title 10,~~
 33 ~~Subtitle 2 and Title 13, Subtitle 3 of this article and approved by the Commission if no less~~

~~than \$8,000,000 of the subsidy required under § 14-106(d)(2)(ii)2 of the Insurance Article is used in each fiscal year for the purposes under paragraph (1) of this subsection.~~

~~(v) FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER, THE FUND MAY BE USED FOR ANY PROJECT OR INITIATIVE AUTHORIZED UNDER TITLE 10, SUBTITLE 2 AND TITLE 13, SUBTITLE 3 OF THIS ARTICLE AND APPROVED BY THE COMMISSION IF NO MORE THAN \$8,000,000 OF THE SUBSIDY REQUIRED UNDER § 14-106(D)(2)(II)2 OF THE INSURANCE ARTICLE IS USED IN EACH FISCAL YEAR FOR THE PURPOSES UNDER PARAGRAPH (1) OF THIS SUBSECTION.~~

Article – Housing and Community Development

4–509.

(a) (1) In this section the following words have the meanings indicated.

(4) “Fund” means the Seed Community Development Anchor Institution Fund.

(j) (3) **(I)** For fiscal year 2021 ~~and each fiscal year thereafter~~, the Governor ~~[shall] MAY~~ include in the annual budget bill or the capital budget bill an appropriation of ~~[\$10,000,000] \$5,000,000~~ for the Fund.

(II) FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL OR THE CAPITAL BUDGET BILL AN APPROPRIATION OF \$10,000,000 FOR THE FUND.

Article – Human Services

8–508.

The [State Department of Education] GOVERNOR’S OFFICE OF CRIME PREVENTION, YOUTH, AND VICTIM SERVICES is the fiscal agent for the Fund.

Article – Insurance

6–121.

(a) (1) In this section the following words have the meanings indicated.

(2) “Nonprofit health maintenance organization” means a health maintenance organization authorized by Title 19, Subtitle 7 of the Health – General Article that is exempt from taxation under § 501(c)(3) of the Internal Revenue Code.

1 (3) “Premium tax exemption value” means the amount of premium taxes
 2 that a nonprofit health maintenance organization would have been required to pay if the
 3 nonprofit health maintenance organization were not exempt from taxation under §
 4 6–101(b)(5) of this subtitle.

5 (b) (1) **[A] BEGINNING IN FISCAL YEAR 2022, A nonprofit health**
 6 **maintenance organization shall transfer funds in an amount equal to the premium tax**
 7 **exemption value of the nonprofit health maintenance organization to the [Medical**
 8 **Assistance Program Account established under Title 19, Subtitle 8 of this article to be used**
 9 **to support the provision of health care to eligible individuals]** **COMMISSIONER TO**
 10 **DISTRIBUTE TO THE GENERAL FUND OF THE STATE TO BE USED TO SUPPORT THE**
 11 **PROVISION OF HEALTH CARE TO ELIGIBLE INDIVIDUALS IN THE MEDICAL**
 12 **ASSISTANCE PROGRAM.**

13 ~~14–106.~~

14 ~~(d) (1) Notwithstanding subsection (c) of this section, a nonprofit health~~
 15 ~~service plan that is subject to this section and issues comprehensive health care benefits in~~
 16 ~~the State shall:~~

17 ~~(i) offer health care products in the individual market;~~

18 ~~(ii) offer health care products in the small employer group market in~~
 19 ~~accordance with Title 15, Subtitle 12 of this article;~~

20 ~~(iii) subsidize the Senior Prescription Drug Assistance Program~~
 21 ~~established under Title 15, Subtitle 10 of the Health General Article;~~

22 ~~(iv) subsidize the Kidney Disease Program under Title 13, Subtitle 3~~
 23 ~~of the Health General Article;~~

24 ~~(v) support the costs of the Community Health Resources~~
 25 ~~Commission under Title 19, Subtitle 21 of the Health General Article, including:~~

26 ~~1. operating grants to community health resources;~~

27 ~~2. funding for a unified data information system;~~

28 ~~3. the documented direct costs of fulfilling the statutory and~~
 29 ~~regulatory duties of the Commission; and~~

30 ~~4. the administrative costs of the Commission; and~~

31 ~~(vi) subsidize the provision of mental health services to the~~
 32 ~~uninsured under Title 10, Subtitle 2 of the Health General Article.~~

~~(2) (i) Except as provided in subparagraph (ii) of this paragraph, the support provided under paragraph (1)(iv), (v), and (vi) of this subsection to the Kidney Disease Program, the Community Health Resources Commission, and the Maryland Department of Health, respectively, shall be the value of the premium tax exemption less the subsidy required under this subsection for the Senior Prescription Drug Assistance Program.~~

~~(ii) [The] SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH, THE subsidy provided under this subsection to the Community Health Resources Commission may not be less than:~~

~~1. \$3,000,000 for each of fiscal years 2012 and 2013; and~~

~~2. \$8,000,000 for EACH OF fiscal [year] YEARS 2014 [and each fiscal year thereafter] THROUGH 2020.~~

~~(III) FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER, THE SUBSIDY PROVIDED UNDER THIS SUBSECTION TO THE COMMUNITY HEALTH RESOURCES COMMISSION MAY NOT EXCEED \$8,000,000.~~

~~(3) For any year, the subsidy and funding required under this subsection by a nonprofit health service plan subject to this section may not exceed the value of the nonprofit health service plan's premium tax exemption under § 6-101(b) of this article.~~

~~(e) The subsidy that a nonprofit health service plan is required to provide to the Senior Prescription Drug Assistance Program under subsection (d)(1)(iii) of this section [may not exceed]:~~

~~(1) for the period of January 1, 2006 through June 30, 2006, MAY NOT EXCEED \$8,000,000;~~

~~(2) for fiscal years 2008 through [2025] 2020, MAY NOT EXCEED \$14,000,000; [and]~~

~~(3) FOR FISCAL YEAR 2021 AND EACH FISCAL YEAR THEREAFTER, MAY NOT BE LESS THAN \$14,000,000; AND~~

~~(4) for any year, MAY NOT EXCEED the value of the nonprofit health service plan's premium tax exemption under § 6-101(b) of this article.~~

31-107.2.

(a) (1) For State fiscal year 2015 and for each State fiscal year thereafter, from the funds received from the distribution of the premium tax under § 6-103.2 of this article, the Governor shall provide an appropriation in the State budget adequate to fully fund the operations of the Exchange.

1 (2) (i) For State fiscal year 2015, the appropriation shall be no less than
 2 \$10,000,000.

3 [(ii) For each State fiscal year thereafter, the appropriation shall be
 4 no less than \$35,000,000.]

5 (II) **FOR STATE FISCAL YEAR 2021 ~~AND EACH FISCAL YEAR~~**
 6 **~~THEREAFTER~~, THE APPROPRIATION SHALL BE \$32,000,000.**

7 **(III) FOR EACH STATE FISCAL YEAR THEREAFTER, THE**
 8 **APPROPRIATION SHALL BE NO LESS THAN \$35,000,000.**

9 **Article – Labor and Employment**

10 10–301.

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

12 (c) “Fund” means the Uninsured Employers’ Fund.

13 10–314.

14 (a) The Fund shall consist of:

15 (1) the money credited to the Fund under Title 9 of this article;

16 (2) income from investments that the State Treasurer makes for the Fund;

17 and

18 (3) interest on deposits or investments of money from the Fund.

19 (b) **[The] SUBJECT TO SUBSECTION (D) OF THIS SECTION, THE** Director shall
 20 use the Fund to pay:

21 (1) each award under Title 9 of this article charged against the Fund;

22 (2) the amount that the Director authorizes for an expert or witness hired
 23 under § 10–310(c) of this subtitle;

24 (3) other proper charges that the Director authorizes;

25 (4) whenever an employer who is self-insured in accordance with § 9–404
 26 or § 9–405 of this article becomes insolvent, any outstanding obligations of the employer;
 27 and

1 (5) hearing loss claims for retirees of the Bethlehem Steel Corporation.

2 (c) The liability of the Board, Director, Fund, State Treasurer, and State for all
3 proper charges against the Fund is limited to the assets of the Fund.

4 (D) BEGINNING IN FISCAL YEAR 2021, THE DIRECTOR MAY USE THE FUND
5 TO PAY FOR THE ADMINISTRATION OF THE FUND ONLY IF AN APPROPRIATION IS
6 INCLUDED IN THE STATE BUDGET FOR THIS PURPOSE.

7 **Article – State Finance and Procurement**

8 ~~4-608.~~

9 ~~[(a)] Annually, the State shall appropriate in the State budget and pay to the~~
10 ~~Mayor and Aldermen of the City of Annapolis at least [\$750,000] \$367,000 as payment for~~
11 ~~services provided to the State by the City of Annapolis.~~

12 ~~[(b)] For fiscal year 2022 and each fiscal year thereafter, the appropriation required~~
13 ~~under subsection (a) of this section shall be increased by the percent increase in the~~
14 ~~Consumer Price Index for All Urban Consumers for the Baltimore Metropolitan Statistical~~
15 ~~Area.]~~

16 6-104.

17 (e) (1) Beginning with the revenue estimate for fiscal year 2020, the Bureau
18 shall calculate the share of General Fund revenues represented by nonwithholding income
19 tax revenues in accordance with this subsection.

20 (2) (i) For each fiscal year, the Bureau shall calculate the 10-year
21 average share of General Fund revenues represented by nonwithholding income tax
22 revenues.

23 (ii) 1. For each fiscal year, the 10-year average shall use the 10
24 most recently completed fiscal years for which data are available when the estimate is
25 prepared in the September before the beginning of the fiscal year.

26 2. The same 10-year average shall be used in all subsequent
27 revisions to the revenue estimate for that fiscal year.

28 (3) (i) Subject to subparagraph (ii) of this paragraph, for each fiscal
29 year, if the Bureau's estimate of the share of General Fund revenues from nonwithholding
30 income tax revenues is above the 10-year average share, the Bureau shall adjust the
31 revenue estimate by reducing General Fund revenues from nonwithholding income tax
32 revenues by an amount sufficient to align the estimated share of General Fund revenues
33 from nonwithholding income tax revenues with the 10-year average share of General Fund
34 revenues from nonwithholding income taxes.

1 (ii) The adjustment made under subparagraph (i) of this paragraph
 2 may not exceed the following percentage of total General Fund revenues **OR DOLLAR**
 3 **VALUE IN A SPECIFIED FISCAL YEAR:**

- 4 1. 0.225% for fiscal year 2020;
- 5 2. [1%] **\$60,000,000** for fiscal year 2021; [and]
- 6 3. [2%] **\$80,000,000** for fiscal year 2022 [and each fiscal
 7 year thereafter];
- 8 4. **\$100,000,000 FOR FISCAL YEAR 2023;**
- 9 5. **\$120,000,000 FOR FISCAL YEAR 2024;**
- 10 6. **\$140,000,000 FOR FISCAL YEAR 2025; AND**
- 11 7. **2% FOR FISCAL YEAR 2026 AND EACH FISCAL YEAR**
 12 **THEREAFTER.**

13 (iii) The capped estimate calculated under this paragraph shall be
 14 incorporated in the revenue estimate the Bureau shall report to the Board in the report
 15 required under subsection (b)(2) of this section.

16 **7-114.3.**

17 **(A) EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A**
 18 **PROPOSED APPROPRIATION IN THE ANNUAL BUDGET BILL FOR A UNIT OF STATE**
 19 **GOVERNMENT THAT THE GENERAL ASSEMBLY HAS STRUCK OR REDUCED MAY NOT**
 20 **BE RESTORED FOR THE SAME PURPOSE AS ORIGINALLY PROPOSED.**

21 **(B) A PROPOSED APPROPRIATION THAT THE GENERAL ASSEMBLY HAS**
 22 **STRUCK OR REDUCED MAY BE RESTORED FOR THE SAME PURPOSE AS ORIGINALLY**
 23 **PROPOSED IF THE GENERAL ASSEMBLY, IN STRIKING OR REDUCING THE**
 24 **APPROPRIATION, EXPRESSLY AUTHORIZED THE RESTORATION.**

25 **7-115.**

26 (a) On submission of the budget bill to the presiding officers of the General
 27 Assembly, the Governor shall provide the supporting material specified in this section.

28 (b) ~~(1)~~ The Governor shall provide budget books that include the information
 29 required in this section.

~~(2) ANY COPIES OF BUDGET BOOKS REQUIRED BY THIS ARTICLE MAY, AT THE DISCRETION OF THE GOVERNOR, BE PROVIDED IN EITHER PRINT OR ELECTRONIC FORMAT.~~

(c) The budget books for a fiscal year shall:

(1) (i) state each source of State revenues for the year, from which the proposed appropriations are to be paid; and

(ii) state the amount that the Governor estimates will be collected from each source;

(2) contain a summary of the annuity bond accounts of the State as of the end of the last full fiscal year; and

(3) (i) include a copy of the statewide cost allocation plan filed with the federal government for federal reimbursement of the costs of indirect State services that benefit federally funded programs; and

(ii) list, by unit of the State government, the amount of reimbursement received under the plan during the last full fiscal year.

(d) The budget books shall contain personnel detail in a section that, by unit of the State government, sets forth, for each program or purpose of that unit:

(1) the total number of officers and employees and the number in each job classification:

(i) authorized in the State budget for the last full fiscal year and the current fiscal year; and

(ii) requested for the next fiscal year; **AND**

~~(2) the total amount for salaries of officers and employees and the amount for salaries of each job classification;~~

~~(i) spent during the last full fiscal year;~~

~~(ii) authorized in the State budget for the current fiscal year; and~~

~~(iii) requested for the next fiscal year; and~~

~~(3)~~ an itemized statement of the expenditures for contractual services, supplies and materials, equipment, land and structures, fixed charges, and other operating expenses:

(i) made in the last full fiscal year;

1 (ii) authorized in the State budget for the current fiscal year; and

2 (iii) requested for the next fiscal year.

3 (e) ~~The budget books shall include~~ **FOLLOWING INFORMATION SHALL BE**
4 **PROVIDED ON THE WEBSITE OF THE DEPARTMENT OF BUDGET AND MANAGEMENT**
5 **SIMULTANEOUSLY WITH THE SUBMISSION OF THE ANNUAL STATE BUDGET:**

6 **(1) the StateStat or managing for results agency strategic plan required**
7 **under this article, ~~but shall be~~ limited to a description of the agency's mission, goals,**
8 **objectives, and performance measures; AND**

9 **(2) PERSONNEL DETAIL, BY UNIT OF STATE GOVERNMENT, THAT SETS**
10 **FORTH, FOR EACH PROGRAM OR PURPOSE OF THE UNIT, THE TOTAL AMOUNT FOR**
11 **SALARIES OF OFFICERS AND EMPLOYEES AND THE AMOUNT FOR SALARIES OF EACH**
12 **JOB CLASSIFICATION:**

13 **(I) SPENT DURING THE LAST FULL FISCAL YEAR;**

14 **(II) AUTHORIZED IN THE STATE BUDGET FOR THE CURRENT**
15 **FISCAL YEAR; AND**

16 **(III) REQUESTED FOR THE NEXT FISCAL YEAR.**

17 (f) Whenever a proposed budget exceeds the recommendations of the Spending
18 Affordability Committee, the budget books shall:

19 (1) indicate the degree to which the proposed budget and recommendations
20 differ; and

21 (2) set forth the Governor's reasons for exceeding the recommendations.

22 (g) The budget books shall include supporting data and the results of the
23 calculations required under § 5-202(l) of the Education Article.

24 **(H) THE INFORMATION REQUIRED UNDER THIS SECTION SHALL BE**
25 **PROVIDED ON THE WEBSITE OF THE DEPARTMENT OF BUDGET AND MANAGEMENT**
26 **SIMULTANEOUSLY WITH THE SUBMISSION OF THE ANNUAL STATE BUDGET.**

27 7-311.

28 (j) (1) Except as provided in paragraph (2) of this subsection, for fiscal year
29 2007 and for each subsequent fiscal year, the Governor shall include in the budget bill an
30 appropriation:

1 (i) for fiscal year 2017, to the accumulation funds of the State
 2 Retirement and Pension System an amount, up to a maximum of \$50,000,000, that is equal
 3 to one-half of the amount by which the unappropriated General Fund surplus as of June
 4 30 of the second preceding fiscal year exceeds \$10,000,000;

5 (ii) for fiscal year 2020:

6 1. to the accumulation funds of the State Retirement and
 7 Pension System an amount, up to a maximum of \$50,000,000, that is equal to one-half of
 8 the amount by which the unappropriated General Fund surplus as of June 30 of the second
 9 preceding fiscal year exceeds \$10,000,000; and

10 2. to the Account equal to the amount by which the
 11 unappropriated General Fund surplus as of June 30 of the second preceding fiscal year
 12 exceeds \$10,000,000, less the amount of the appropriation under item 1 of this item; [and]

13 (iii) for fiscal year 2021 [and each fiscal year thereafter], **TO THE**
 14 ~~ACCOUNT EQUAL TO THE AMOUNT BY WHICH THE UNAPPROPRIATED GENERAL~~
 15 ~~FUND SURPLUS AS OF JUNE 30 OF THE SECOND PRECEDING FISCAL YEAR EXCEEDS~~
 16 ~~\$10,000,000; AND ACCOUNT IN THE AMOUNT OF \$291,439,149; AND~~

17 **(IV) FOR FISCAL YEAR 2022 AND EACH FISCAL YEAR**
 18 **THEREAFTER:**

19 1. to the accumulation funds of the State Retirement and
 20 Pension System an amount, up to a maximum of \$25,000,000, that is equal to one-quarter
 21 of the amount by which the unappropriated General Fund surplus as of June 30 of the
 22 second preceding fiscal year exceeds \$10,000,000;

23 2. to the Postretirement Health Benefits Trust Fund
 24 established under § 34-101 of the State Personnel and Pensions Article an amount, up to
 25 a maximum of \$25,000,000, that is equal to one-quarter of the amount by which the
 26 unappropriated General Fund surplus as of June 30 of the second preceding fiscal year
 27 exceeds \$10,000,000; and

28 3. to the Account equal to the amount by which the
 29 unappropriated General Fund surplus as of June 30 of the second preceding fiscal year
 30 exceeds \$10,000,000, less the amount of the appropriations under items 1 and 2 of this item.

31 7-329.

32 (b) At the end of fiscal year 2020, and each fiscal year thereafter, if General Fund
 33 revenues for the fiscal year are less than the March estimate of the Board of Revenue
 34 Estimates, the amount of nonwithholding income tax revenues that exceeds the capped
 35 estimate determined under § 6-104(e) of this article shall be applied to close the gap in
 36 revenues for that fiscal year.

1 ~~¶~~(b-1) At the end of fiscal year 2020 only, if the amount of nonwithholding income
2 tax revenues that exceeds the capped estimate determined under § 6-104(e) of this article
3 exceeds the amount necessary to close the gap in revenues under subsection (b) of this
4 section, the State Comptroller shall distribute the remainder to the Fiscal Responsibility
5 Fund established under § 7-330 of this subtitle for the purpose of providing ~~a cost-of-living~~
6 ~~adjustment of up to 2%~~, beginning July 1, 2020, for permanent employees in the Executive
7 Branch of State government who are in a bargaining unit that is represented by one of the
8 following exclusive representatives, **A COST-OF-LIVING ADJUSTMENT AS FOLLOWS:**

9 (1) **UP TO 3% FOR** the American Federation of State, County and
10 Municipal Employees, AFL-CIO, excluding a bargaining unit represented by the American
11 Federation of State, County and Municipal Employees, AFL-CIO Local 1859;

12 (2) **UP TO 2% FOR** AFT Healthcare-Maryland, AFT, AFL-CIO Local 5197;
13 or

14 (3) **UP TO 2% FOR** the Maryland Professional Employees
15 Council/AFT/AFL-CIO Local 6197.¶

16 (c) ~~¶~~Except as provided in subsection (b-1) of this section, if ~~¶~~ ~~IF~~ the amount of
17 nonwithholding income tax revenues that exceeds the capped estimate determined under §
18 6-104(e) of this article exceeds the amount necessary to close the gap in revenues under
19 subsection (b) of this section, and if the balance of the Revenue Stabilization Account under
20 § 7-311 of this subtitle is less than 6% of the estimated General Fund revenues for that
21 fiscal year, the State Comptroller shall distribute to the Revenue Stabilization Account the
22 lesser of:

23 (1) the remaining balance of nonwithholding income tax revenues in excess
24 of the capped estimate determined under § 6-104(e) of this article; or

25 (2) the amount required for the Revenue Stabilization Account balance to
26 equal 6% of the estimated General Fund revenues for that fiscal year.

27 (d) ~~¶~~Except as provided in subsection (b-1) of this section, if ~~¶~~ ~~IF~~ the amount of
28 nonwithholding income tax revenues that exceeds the capped estimate determined under §
29 6-104(e) of this article exceeds the amount the State Comptroller is required to distribute
30 to the Revenue Stabilization Account under subsection (c) of this section, the State
31 Comptroller shall distribute:

32 (1) subject to subsection (e) of this section, 50% of the remaining amount to
33 the Revenue Stabilization Account; and

34 (2) the remainder to the Fiscal Responsibility Fund established under §
35 7-330 of this subtitle.

1 (e) The distribution to the Revenue Stabilization Account under subsection (d)(1)
 2 of this section does not apply if the amount in the Revenue Stabilization Account exceeds
 3 10% of General Fund revenues.

4 7-330.

5 (b) There is a Fiscal Responsibility Fund.

6 (c) The purpose of the Fund is to retain the amount of nonwithholding income tax
 7 revenues deposited to the Fund in accordance with § 7-329(d)(2) of this subtitle until the
 8 revenues are appropriated in the State budget.

9 (d) The State Comptroller shall administer the Fund.

10 (e) (1) The Fund is a special, nonlapsing fund that is not subject to §
 11 7-302 of this subtitle.

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

14 (f) The Fund consists of nonwithholding income tax revenues that exceed the
 15 capped estimate determined under § 6-104(e) of this article deposited into the Fund by the
 16 State Comptroller under § 7-329(d)(2) of this subtitle.

17 (g) ~~¶(1)~~ Except as provided in paragraph (2) of this subsection, ~~the~~ ~~THE~~ Fund
 18 may be used only to provide pay-as-you-go capital funds for:

19 ~~¶(i) (1)~~ public school construction and public school capital
 20 improvement projects, in accordance with Title 5, Subtitle 3 of the Education Article;

21 ~~¶(ii) (2)~~ capital projects at public community colleges; and

22 ~~¶(iii) (3)~~ capital projects at four-year public institutions of higher
 23 education.

24 ~~¶(2)~~ For fiscal year 2021 only, money in the Fund shall be used to provide ~~a~~
 25 ~~cost-of-living adjustment of up to 2%~~, beginning July 1, 2020, for permanent employees in
 26 the Executive Branch of State government who are in a bargaining unit that is represented
 27 by one of the following exclusive representatives, **A COST-OF-LIVING ADJUSTMENT AS**
 28 **FOLLOWS:**

29 (i) **UP TO 3% FOR** the American Federation of State, County and
 30 Municipal Employees, AFL-CIO, excluding a bargaining unit represented by the American
 31 Federation of State, County and Municipal Employees, AFL-CIO Local 1859;

1 (ii) UP TO 2% FOR AFT Healthcare–Maryland, AFT, AFL–CIO
2 Local 5197; or

3 (iii) UP TO 2% FOR the Maryland Professional Employees
4 Council/AFT/AFL–CIO Local 6197.‡

5 (h) (1) The State Treasurer shall invest the money of the Fund in the same
6 manner as other State money may be invested.

7 (2) Any interest earnings of the Fund shall be credited to the General Fund
8 of the State.

9 (i) Expenditures from the Fund may be made only in accordance with the State
10 budget.

11 (j) (1) ~~Except as provided in paragraph (3) of this subsection, the~~ ~~THE~~
12 Governor shall include in the budget bill for the second following fiscal year an
13 appropriation equal to the amount in the Fund for pay–as–you–go capital projects.

14 (2) Money expended from the Fund for pay–as–you–go capital projects is
15 supplemental to and is not intended to take the place of funding that otherwise would be
16 appropriated for capital projects, including those funded with pay–as–you–go funds and
17 the proceeds from the sale of general obligation bonds.

18 ~~(3)~~ The Governor shall include in the budget bill submitted at the 2021
19 Session of the General Assembly an appropriation equal to the amount distributed to the
20 Fund in accordance with § 7–329(b–1) of this subtitle to provide ~~a cost-of-living adjustment~~
21 ~~of up to 2%~~, beginning July 1, 2020, for permanent employees in the Executive Branch of
22 State government who are in a bargaining unit that is represented by one of the following
23 exclusive representatives, A COST-OF-LIVING ADJUSTMENT AS FOLLOWS:

24 (i) UP TO 3% FOR the American Federation of State, County and
25 Municipal Employees, AFL–CIO, excluding a bargaining unit represented by the American
26 Federation of State, County and Municipal Employees, AFL–CIO Local 1859;

27 (ii) UP TO 2% FOR AFT Healthcare–Maryland, AFT, AFL–CIO
28 Local 5197; or

29 (iii) UP TO 2% FOR the Maryland Professional Employees
30 Council/AFT/AFL–CIO Local 6197.‡

31 (k) At the end of a fiscal year, the unspent balance of each appropriation that was
32 made for that fiscal year from the Fund reverts to the Fund.

1 2-202.

2 (b) (1) [From] SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, FROM
 3 the revenue from the State admissions and amusement tax on electronic bingo and
 4 electronic tip jars in Calvert County under § 4-102(e) of this article, the Comptroller shall
 5 distribute from:

6 [(1)] (I) the revenue attributable to a tax rate of 1.5%:

7 [(i)] 1. \$50,000 to the Boys and Girls Club of the Town of North
 8 Beach; and

9 [(ii)] 2. the remainder to the Town of North Beach;

10 [(2)] (II) the revenue attributable to a tax rate of 2.5% to the Town of
 11 Chesapeake Beach; and

12 [(3)] (III) the revenue attributable to a tax rate of 4% to the Calvert County
 13 Youth Recreational Opportunities Fund under Title 5, Subtitle 19 of the Natural Resources
 14 Article.

15 (2) FUNDS REQUIRED TO BE DISTRIBUTED TO THE ENTITIES IN
 16 PARAGRAPH (1) OF THIS SUBSECTION SHALL BE PROVIDED THROUGH AN
 17 APPROPRIATION IN THE ANNUAL STATE BUDGET UNDER BUDGET CODE A15000.03
 18 PAYMENTS TO CIVIL DIVISIONS OF THE STATE.

19 2-606.

20 (a) After making the distributions required under §§ 2-604, 2-605, and 2-605.1
 21 of this subtitle, from the remaining income tax revenue from individuals, the Comptroller
 22 shall distribute to an unallocated individual revenue account the income tax revenue:

23 (1) with respect to which an income tax return is not filed; and

24 (2) that is attributable to:

25 (i) income tax withheld from salary, wages, or other compensation
 26 for personal services under Title 10 of this article; or

27 (ii) estimated income tax payments by individuals.

28 (b) (1) In June of each year, from current collections, the Comptroller shall
 29 reserve an amount of unallocated revenue that the Comptroller estimates will be claimed
 30 on returns and refunded to taxpayers within 3 years of the date the income tax return was
 31 due to be filed, and distribute to each county, municipal corporation, and special taxing
 32 district a pro rata share of the balance of the unallocated individual income tax revenue.

1 (2) The Comptroller shall adjust the amount distributed under paragraph
2 (1) of this subsection to a county, municipal corporation, or special taxing district to allow
3 for the proportionate part of tax claim payments for a prior calendar year made after a
4 distribution is made to the county, municipal corporation, or special taxing district for that
5 year.

6 (c) (1) To compute the pro rata share for a county, the Comptroller shall:

7 (i) compute the amount equal to the product of multiplying the
8 unallocated individual income tax revenue by a fraction:

9 1. the numerator of which is the income tax for the county
10 collected for a calendar year; and

11 2. the denominator of which is the total income tax from
12 individuals collected for that year; and

13 (ii) reduce the amount computed under item (i) of this paragraph by
14 the pro rata share computed under paragraph (2) of this subsection for municipal
15 corporations and special taxing districts that are located in the county.

16 (2) To compute the pro rata share for a municipal corporation or special
17 taxing district, the Comptroller shall compute the amount equal to the product of
18 multiplying the pro rata share for a calendar year for the county where the municipal
19 corporation or district is located by a fraction:

20 (i) the numerator of which is the amount distributed under § 2-607
21 of this subtitle to that municipal corporation or special taxing district for that year; and

22 (ii) the denominator of which is the total income tax for that county
23 collected for that year.

24 (d) On or before June 30, 2009, the Comptroller shall distribute \$366,778,631
25 from the Local Reserve Account established to comply with this section to the General Fund
26 of the State.

27 (e) On or before June 30, 2010, the Comptroller shall distribute \$350,000,000
28 from the Local Reserve Account established to comply with this section to the Education
29 Trust Fund established under § 9-1A-30 of the State Government Article.

30 (f) **[(1)]** On or before June 30, 2011, the Comptroller shall distribute
31 \$200,000,000 from the Local Reserve Account established to comply with this section to the
32 General Fund of the State for use in funding the Maryland Medicaid Program for fiscal
33 year 2011.

1 [(2) In each of fiscal years 2021 through 2026, the State shall pay to the
2 Local Reserve Account \$33,333,333 to repay the \$200,000,000 transfer to the General Fund
3 authorized under paragraph (1) of this subsection.]

4 (g) (1) On or before June 30, 2013, the Comptroller shall distribute
5 \$15,379,979 from the Local Reserve Account established to comply with this section to a
6 special fund established in the Department of Transportation for the purpose of providing
7 transportation grants to municipalities.

8 (2) The grants authorized under this subsection shall be allocated to
9 eligible municipalities as provided in § 8-405 of the Transportation Article.

10 (h) For fiscal year 2017 and each fiscal year thereafter, in addition to the amounts
11 distributed under subsection (b) of this section, the Comptroller shall distribute
12 \$10,000,000 of the remaining income tax revenue from individuals to the Local Reserve
13 Account established to comply with this section.

14 **(I) FOR FISCAL YEARS ~~2021 THROUGH 2040~~ 2024 THROUGH 2043, IN**
15 **ADDITION TO THE AMOUNTS DISTRIBUTED UNDER SUBSECTIONS (B) AND (H) OF**
16 **THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE \$10,000,000 OF THE**
17 **REMAINING INCOME TAX REVENUE FROM INDIVIDUALS TO THE LOCAL RESERVE**
18 **ACCOUNT ESTABLISHED TO COMPLY WITH THIS SECTION.**

19 10-730.

20 (f) (1) Except as provided in paragraph (2) of this subsection, the Secretary
21 may not issue tax credit certificates for credit amounts in the aggregate totaling more than:

22 (i) for fiscal year 2014, \$25,000,000;

23 (ii) for fiscal year 2015, \$7,500,000;

24 (iii) for fiscal year 2016, \$7,500,000;

25 (iv) for fiscal year 2019, \$8,000,000;

26 (v) for fiscal year 2020, \$11,000,000;

27 (vi) for fiscal year 2021, [~~\$14,000,000~~] ~~\$10,000,000~~ \$12,000,000;

28 (vii) for fiscal year 2022, \$17,000,000; and

29 (viii) for fiscal year 2023 and each fiscal year thereafter, \$20,000,000.

30 (2) If the aggregate credit amounts under the tax credit certificates issued
31 by the Secretary total less than the maximum provided under paragraph (1) of this

1 subsection in any fiscal year, any excess amount may be carried forward and issued under
2 tax credit certificates in a subsequent fiscal year.

3 (3) The Secretary may not issue tax credit certificates for credit amounts
4 totaling more than \$10,000,000 in the aggregate for a single film production activity.

5 (4) (i) For fiscal year 2019 and each fiscal year thereafter, the Secretary
6 shall make 10% of the credit amount authorized under paragraph (1) of this subsection
7 available for Maryland small or independent film entities.

8 (ii) If the total amount of credits applied for by Maryland small or
9 independent film entities is less than the amount made available under subparagraph (i)
10 of this paragraph, the Secretary shall make available the unused amount of credits for use
11 by qualified film production entities.

12 **10-825.**

13 **(A) IN THIS SECTION, "PARTICIPATING PAYEE", "REPORTABLE PAYMENT**
14 **TRANSACTION", AND "THIRD-PARTY SETTLEMENT ORGANIZATION" HAVE THE**
15 **MEANINGS STATED IN § 6050W OF THE INTERNAL REVENUE CODE.**

16 **(B) NOTWITHSTANDING THE FILING THRESHOLD UNDER § 6050W OF THE**
17 **INTERNAL REVENUE CODE, A THIRD-PARTY SETTLEMENT ORGANIZATION SHALL**
18 **REPORT TO THE COMPTROLLER AND A PARTICIPATING PAYEE REQUIRED TO FILE A**
19 **RETURN OR DECLARATION UNDER PART II OF THIS SUBTITLE THE GROSS AMOUNT**
20 **OF REPORTABLE PAYMENT TRANSACTIONS MADE TO THE PARTICIPATING PAYEE IF**
21 **THE AMOUNT OF REPORTABLE PAYMENT TRANSACTIONS MEETS OR EXCEEDS THE**
22 **FILING THRESHOLD UNDER § 6041(A) OF THE INTERNAL REVENUE CODE.**

23 **(C) THE THIRD-PARTY SETTLEMENT ORGANIZATION SHALL REPORT THE**
24 **INFORMATION REQUIRED UNDER SUBSECTION (B) OF THIS SECTION TO THE**
25 **COMPTROLLER AND THE PARTICIPATING PAYEE AT LEAST 30 DAYS BEFORE THE**
26 **FEDERAL FILING DEADLINES FOR THE INFORMATION.**

27 **Article – Tax – Property**

28 ~~2-106.~~

29 ~~(a) Each county shall provide the supervisor of the county with an office in the~~
30 ~~county seat or in Baltimore City, for the supervisor of Baltimore City. The Department is~~
31 ~~responsible for providing each supervisor with clerical staff, equipment, and other facilities~~
32 ~~and assistance that the Department considers necessary and as provided in the State~~
33 ~~budget.~~

~~(b) (1) Except as provided in paragraph (2) of this subsection, each county and Baltimore City shall be responsible for reimbursing the State for the costs of administering the Department as follows:~~

~~(i) [50%] 60% of the costs of real property valuation;~~

~~(ii) [50%] 60% of the costs of business personal property valuation;~~

~~and~~

~~(iii) [50%] 60% of the costs of the Office of Information Technology within the Department, including any funding for departmental projects in the Major Information Technology Development Project Fund established under § 3A-309 of the State Finance and Procurement Article.~~

~~(2) For each of fiscal years 2012 and 2013, each county and Baltimore City shall be responsible for reimbursing the State 90% instead of 50% of the costs of administering the Department described in paragraph (1) of this subsection.~~

~~(e) Costs under subsection (b) of this section shall be allocated among the counties and Baltimore City as follows:~~

~~(1) costs under subsection (b)(1)(i) and (iii) of this section will be allocated based on the number of real property accounts of a county or Baltimore City as a percentage of the total number of real property accounts statewide as of July 1 of the preceding fiscal year; and~~

~~(2) costs under subsection (b)(1)(ii) of this section will be allocated based on the business personal property assessable base of a county or Baltimore City as a percentage of the total business personal property assessable bases statewide as of July 1 of the preceding fiscal year.~~

~~(d) Each county and Baltimore City shall remit a quarterly payment to the Comptroller for 25% of the jurisdiction's share of costs on the following dates:~~

~~(1) July 1;~~

~~(2) October 1;~~

~~(3) January 1; and~~

~~(4) April 1.~~

~~(e) The Comptroller may withhold a portion of a local income tax distribution of a county or Baltimore City that fails to make timely payment in accordance with this section.~~

1 (g) (2) (i) The Governor shall include in each of the annual budget bills for
2 fiscal years [2020, 2021, and] **2021, 2022, AND 2023** a General Fund appropriation to the
3 special fund in the amount of \$12,500,000.

4 (ii) The appropriations required under subparagraph (i) of this
5 paragraph:

6 1. cumulatively represent reimbursement for 50% of the
7 cumulative amount of any appropriation or transfer from the special fund to the General
8 Fund for fiscal year 2006;

9 2. are not subject to the provisions of subsections (a), (b), (c),
10 and (f) of this section;

11 3. shall be allocated as provided in subsection (d) of this
12 section and § 5–903 of the Natural Resources Article; and

13 4. shall be reduced by the amount of any appropriation from
14 the General Fund to the special fund that:

15 A. exceeds the required appropriation under this paragraph;
16 and

17 B. is identified as an appropriation for reimbursement under
18 this paragraph.

19 (3) (i) The Governor shall include in each of the annual budget bills for
20 fiscal year 2019 [through fiscal year 2024] **AND FISCAL YEARS 2021 THROUGH 2025** a
21 General Fund appropriation to the special fund in the amount of \$6,000,000 and for fiscal
22 year [2025] **2026** a General Fund appropriation to the special fund in the amount of
23 \$4,000,000 for park development and the critical maintenance of State projects located on
24 lands managed by the Department of Natural Resources for public purposes.

25 (ii) The appropriations required under subparagraph (i) of this
26 paragraph:

27 1. represent reimbursement for 44.4% of the cumulative
28 amount of any appropriation or transfer from the special fund to the General Fund for fiscal
29 year 2006;

30 2. are not subject to the provisions of subsections (a), (b), (c),
31 and (f) of this section;

32 3. shall be made until the cumulative total amount
33 appropriated under subparagraph (i) of this paragraph is equal to \$40,000,000; and

1 4. shall be reduced by the amount of any appropriation from
2 the General Fund to the special fund that:

3 A. exceeds the required appropriation under this paragraph;

4 B. is identified as an appropriation for reimbursement under
5 this paragraph; and

6 C. supplements rather than supplants the Department of
7 Natural Resources funding for the critical maintenance of State projects on State lands,
8 based on the average critical maintenance budget of the 10 years preceding the
9 appropriation.

10 (4) (i) Subject to subparagraph (ii) of this paragraph, the Governor
11 shall appropriate from the General Fund to the special fund [an amount equal to]
12 **\$152,165,700, WHICH EQUALS** the cumulative amount of the appropriations or transfers
13 from the special fund to the General Fund for fiscal years 2016, 2017, and 2018, less
14 \$72,000,000.

15 (ii) The Governor shall appropriate at least:

16 1. [one-third of the amount required under subparagraph (i)
17 of this paragraph] **\$25,360,950** on or before June 30, 2021;

18 2. [two-thirds of the amount required under subparagraph
19 (i) of this paragraph] **AN ADDITIONAL \$50,721,900** on or before June 30, 2025; [and]

20 3. [the total amount required under subparagraph (i) of this
21 paragraph] **AN ADDITIONAL \$50,721,900** on or before June 30, 2029; **AND**

22 4. **AN ADDITIONAL \$25,360,950 ON OR BEFORE JUNE 30,**
23 **2030.**

24 (iii) The appropriations required under subparagraphs (i) and (ii) of
25 this paragraph:

26 1. represent reimbursement for the cumulative amount of
27 any appropriation or transfer from the special fund to the General Fund for fiscal years
28 2016, 2017, and 2018, less \$72,000,000;

29 2. are not subject to the provisions of subsections (a), (b), (c),
30 and (f) of this section;

31 3. shall be allocated as provided in subsection (d) of this
32 section and § 5-903 of the Natural Resources Article;

4. shall be made until the cumulative total appropriated under subparagraphs (i) and (ii) of this paragraph is equal to the cumulative amount of any appropriation or transfer from the special fund to the General Fund for fiscal years 2016, 2017, and 2018, less \$72,000,000; and

5. shall be reduced by the amount of any appropriation from the General Fund to the special fund that:

A. exceeds the required appropriation under this paragraph; and

B. is identified as an appropriation for reimbursement under this paragraph.

SECTION 6. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Economic Development

10–523.

(b) (1) THE FUNDS APPROPRIATED TO THE CORPORATION UNDER SUBSECTION (A)(3)(I)2 OF THIS SECTION SHALL BE USED AS FOLLOWS:

(I) \$2,300,000 TO SUPPORT THE CORPORATION’S RURAL BUSINESS LOAN PROGRAMS AND SMALL MATCHING GRANT PROGRAMS; AND

(II) \$435,000 TO MAKE GRANTS AND NEAR-EQUITY INVESTMENTS TO:

1. SUPPORT THE CREATION OR EXPANSION OF ~~FOOD~~ AGRICULTURAL PRODUCT AGGREGATION AND STORAGE SITES; AND

2. FACILITATE PARTICIPATION IN THE CERTIFIED LOCAL FARM ENTERPRISE PROGRAM.

Chapter 397 of the Acts of 2011, as amended by Chapter 425 of the Acts of 2013, Chapter 464 of the Acts of 2014, Chapter 489 of the Acts of 2015, Chapter 23 of the Acts of 2017, Chapter 10 of the Acts of 2018, and Chapter 16 of the Acts of 2019

SECTION 16. AND BE IT FURTHER ENACTED, That, in addition to any other revenue generated under § 19–214 of the Health – General Article, as amended by this Act:

1 (c) (1) For fiscal year 2015 and 2016, the Commission and the Maryland
2 Department of Health shall adopt policies that will provide up to \$389,825,000 in special
3 fund revenues from hospital assessment and remittance revenue.

4 (2) For fiscal year 2017, the Governor shall reduce the budgeted Medicaid
5 Deficit Assessment by \$25,000,000 over the assessment level for the prior year.

6 (3) For fiscal year 2018, the budgeted Medicaid Deficit Assessment shall be
7 \$364,825,000.

8 (4) For fiscal year 2019, the budgeted Medicaid Deficit Assessment shall be
9 \$334,825,000.

10 (5) For fiscal year 2020, the budgeted Medicaid Deficit Assessment shall be
11 \$309,825,000.

12 **(6) FOR FISCAL YEAR 2021, THE BUDGETED MEDICAID DEFICIT**
13 **ASSESSMENT SHALL BE \$294,825,000.**

14 **(7) FOR FISCAL YEAR 2022, THE BUDGETED MEDICAID DEFICIT**
15 **ASSESSMENT SHALL BE \$259,825,000.**

16 ~~[(6)]~~ **(8)** Beginning with the state budget submission for fiscal year [2021]
17 **2023**, the Governor shall reduce the budgeted Medicaid Deficit Assessment annually by
18 \$25,000,000 over the assessment level for the prior fiscal year.

19 ~~[(7)]~~ **(9)** To the extent that the Commission takes other actions that
20 reduce Medicaid costs, those savings shall also be used to reduce the budgeted Medicaid
21 Deficit Assessment.

22 ~~[(8)]~~ **(10)** To the maximum extent possible, the Commission and the
23 Maryland Department of Health shall adopt policies that preserve the State's Medicare
24 waiver.

25 ~~Chapter 364 of the Acts of 2017~~

26 ~~SECTION 3. AND BE IT FURTHER ENACTED, That for fiscal years 2018, 2019,~~
27 ~~AND 2020, [2021, and 2022,] in each year, \$1,500,000 shall be transferred from the~~
28 ~~Strategic Energy Investment Fund established under § 9-20B-05 of the State Government~~
29 ~~Article to the Maryland Energy Innovation Fund established under § 10-835 of the~~
30 ~~Economic Development Article, as enacted by Section 2 of this Act.~~

31 ~~Chapter 365 of the Acts of 2017~~

32 ~~SECTION 3. AND BE IT FURTHER ENACTED, That for fiscal years 2018, 2019,~~
33 ~~AND 2020, [2021, and 2022,] in each year, \$1,500,000 shall be transferred from the~~

1 ~~Strategic Energy Investment Fund established under § 9-20B-05 of the State Government~~
2 ~~Article to the Maryland Energy Innovation Fund established under § 10-835 of the~~
3 ~~Economic Development Article, as enacted by Section 2 of this Act.~~

4 SECTION ~~5~~ 7. AND BE IT FURTHER ENACTED, That, for fiscal year 2021,
5 payments to providers with rates set by the Interagency Rates Committee under § 8-417
6 of the Education Article may not increase by more than 2% over the rates in effect on June
7 30, 2020.

8 ~~SECTION 6. AND BE IT FURTHER ENACTED, That, notwithstanding any other~~
9 ~~provision of law, on or before June 30, 2021, the Governor may transfer to the Office of the~~
10 ~~Secretary in the Maryland Department of Health \$100,517 of the fund balance in the Board~~
11 ~~of Physicians Fund established under § 14-207 of the Health Occupations Article.~~

12 SECTION ~~7~~ 8. AND BE IT FURTHER ENACTED, That, notwithstanding any other
13 provision of law, for fiscal year 2021 only, \$400,000 from the balance in the Board of
14 Physicians Fund under § 14-207 of the Health Occupations Article may be used for the
15 Loan Assistance Repayment Program for Physicians and Physician Assistants
16 administered by the Maryland Higher Education Commission.

17 SECTION ~~8~~ 9. AND BE IT FURTHER ENACTED, That, notwithstanding any other
18 provision of law, the fiscal year 2021 appropriation for the Revenue Stabilization Account
19 established under § 7-311 of the State Finance and Procurement Article is reduced by
20 \$284,439,149.

21 ~~SECTION 9. AND BE IT FURTHER ENACTED, That, notwithstanding any other~~
22 ~~provision of law, for fiscal years 2021 through 2024, \$5,000,000 of the distribution to~~
23 ~~Baltimore City under § 8-403 of the Transportation Article shall instead be distributed to~~
24 ~~the Maryland Department of Transportation to support capital improvements for the~~
25 ~~Howard Street Tunnel.~~

26 SECTION 10. AND BE IT FURTHER ENACTED, That, notwithstanding any other
27 provision of law, on or before June 30, 2021, the Governor may transfer \$43,860,950 of the
28 balance designated for Program Open Space Repayment in the Dedicated Purpose Account
29 to the General Fund.

30 SECTION 11. AND BE IT FURTHER ENACTED, That, notwithstanding any other
31 provision of law, on or before June 30, 2020, the Governor may ~~revert to the General Fund~~
32 transfer from the Dedicated Purpose Account to the Annuity Bond Fund established under
33 § 8-132 of the State Finance and Procurement Article:

34 (1) \$50,000,000 of funding for the State Retirement and Pension System
35 reinvestment contributions; and

36 (2) \$12,000,000 of funding for the Washington Metropolitan Area Transit
37 Authority's capital program.

1 SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other
2 provision of law, on or before June 30, 2021, the Governor shall transfer \$54,000,000 of the
3 fund balance in the Revenue Stabilization Fund established under § 7–311 of the State
4 Finance and Procurement Article to the General Fund.

5 SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other
6 provision of law, in each of fiscal years 2021 and 2022, the Governor may transfer to the
7 Maryland Medical Assistance Program \$750,000 of the fund balance in the State Board of
8 Pharmacy Fund established under § 12–206 of the Health Occupations Article.

9 SECTION 14. AND BE IT FURTHER ENACTED, That, notwithstanding any other
10 provision of law, in each of fiscal years 2021 and 2022, the Governor may transfer \$800,000
11 of the fund balance in the Board of Physicians Fund established under § 14–207 of the
12 Health Occupations Article to support the Maryland Primary Care Program.

13 SECTION 15. AND BE IT FURTHER ENACTED, That the unexpended
14 appropriation for the premium subsidy payments for the federal Dairy Margin Protection
15 Program in Marketing and Agricultural Development (L00A12.10) within the Office of
16 Marketing, Animal Industries, and Consumer Services in the Maryland Department of
17 Agriculture, that was included in the fiscal year 2020 operating budget (Chapter 565 of the
18 Acts of 2019) is reduced by \$216,253 in general funds, which shall revert to the General
19 Fund.

20 SECTION 16. AND BE IT FURTHER ENACTED, That the unexpended
21 appropriation for the Maryland Department of Health Behavioral Health Administration
22 fiscal year 2020 contract with the Administrative Services Organization that was included
23 in the fiscal year 2020 operating budget (Chapter 565 of the Acts of 2019) is reduced by
24 \$287,500 in federal funds and \$287,500 in general funds, which shall revert to the General
25 Fund.

26 SECTION 17. AND BE IT FURTHER ENACTED, That the unexpended
27 appropriation for the Concentration of Poverty Grants from the Blueprint for Maryland’s
28 Future Fund established under § 5–219 of the Education Article and that was included in
29 the fiscal year 2020 operating budget (Chapter 565 of the Acts of 2019) is reduced by
30 \$5,971,992 in special funds, which shall revert to the Blueprint for Maryland’s Future
31 Fund.

32 SECTION 18. AND BE IT FURTHER ENACTED, That the unexpended
33 appropriation for the Maryland Community College Promise Scholarship established under
34 § 18–3602 of the Education Article and that was included in the fiscal year 2020 operating
35 budget (Chapter 565 of the Acts of 2019) is reduced by \$3,000,000, which shall revert to the
36 General Fund.

37 SECTION 19. AND BE IT FURTHER ENACTED, That the unexpended
38 appropriation for personnel in the Department of Public Safety and Correctional Services
39 that was included in the fiscal year 2020 operating budget (Chapter 565 of the Acts of 2019)
40 is reduced by \$2,500,000 in general funds, which shall revert to the General Fund.

1 SECTION 20. AND BE IT FURTHER ENACTED, That the unexpended
2 appropriation required under § 4-1006 of the Public Safety Article and that was included
3 in the fiscal year 2020 operating budget (Chapter 565 of the Acts of 2019) that has not been
4 awarded by the Governor's Office of Crime Prevention, Youth, and Victim Services to a
5 grantee is reduced by \$156,500, which shall revert to the General Fund.

6 SECTION 21. AND BE IT FURTHER ENACTED, That the publisher of the
7 Annotated Code of Maryland, in consultation with and subject to the approval of the
8 Department of Legislative Services, shall correct, with no further action required by the
9 General Assembly, cross-references and terminology rendered incorrect by this Act. The
10 publisher shall adequately describe any correction that is made in an editor's note following
11 the section affected.

12 SECTION 22. AND BE IT FURTHER ENACTED, That Section 6 of this Act shall
13 take effect October 1, 2020, contingent on the taking effect of Chapter _____ (S.B. 985/H.B.
14 1488) of the Acts of the General Assembly of 2020, and if Chapter _____ (S.B. 985/H.B. 1488)
15 does not take effect, Section 6 of this Act, with no further action required by the General
16 Assembly, shall be null and void.

17 SECTION 23. AND BE IT FURTHER ENACTED, That Sections 1 and 3 of this Act
18 shall take effect July 1, 2021.

19 SECTION ~~12~~ 24. AND BE IT FURTHER ENACTED, That, except as provided in
20 Sections 22 and 23 of this Act, this Act shall take effect June 1, 2020.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.