

HB0524/143727/1

BY: Delegate McMillan

AMENDMENTS TO HOUSE BILL 524, AS AMENDED
(First Reading File Bill)

AMENDMENT NO. 1

Strike in their entirety the Appropriations Committee Amendments (HB0524/154766/1).

AMENDMENT NO. 2

On page 1 of the bill, in line 2, strike “End the Gridlock” and substitute “Dedicated State Funds Protection Act”; strike beginning with “relating” in line 3 down through “funds” in line 22 and substitute “prohibiting certain transfers of dedicated State funds to the General Fund except for certain purposes under certain circumstances; requiring the Governor to include certain provisions in the budget that provide for the repayment of certain dedicated State funds under certain circumstances within a certain period of time; defining a certain term”; and in line 26, strike “and 53A”.

AMENDMENT NO. 3

On pages 2 through 4 of the bill, strike in their entirety the lines beginning with line 3 on page 2 through line 29 on page 4, inclusive, and substitute:

“(A) IN THIS SECTION, “DEDICATED STATE FUNDS” MEANS REVENUES COLLECTED BY THE STATE THAT ARE DEDICATED BY LAW TO A SPECIFIC PURPOSE AS THE LAWS OF MARYLAND WERE IN EFFECT ON OR AFTER JULY 1, 2013.

“(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, DEDICATED STATE FUNDS MAY BE USED ONLY FOR THE SPECIFIC PURPOSES THAT ARE SET FORTH IN LAW AS THE LAWS OF MARYLAND WERE IN EFFECT ON

(Over)

OR AFTER JULY 1, 2013, AND MAY NOT BE TRANSFERRED TO THE GENERAL FUND.

(C) DEDICATED STATE FUNDS MAY BE USED FOR DEFENSE OR RELIEF PURPOSES IF:

(1) THE STATE IS INVADED BY LAND, SEA, OR AIR, OR A MAJOR CATASTROPHE OCCURS;

(2) THE GOVERNOR:

(I) PROCLAIMS A STATE OF EMERGENCY;

(II) DECLARES THAT USE OF THE FUNDS FOR DEFENSE OR RELIEF PURPOSES IS NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH OR SAFETY; AND

(III) PROPOSES A PLAN TO REPAY THE DEDICATED STATE FUNDS WITHIN 5 YEARS AFTER THE USE OF THE FUNDS, FOR ANY AMOUNTS USED UNDER THE AUTHORITY OF THIS SUBSECTION; AND

(3) THE GENERAL ASSEMBLY, BY LEGISLATION PASSED ON A YEA AND NAY VOTE SUPPORTED BY THREE-FIFTHS OF ALL MEMBERS ELECTED TO EACH OF THE TWO HOUSES OF THE GENERAL ASSEMBLY, CONCURS THAT THE USE OF THE FUNDS FOR DEFENSE OR RELIEF PURPOSES IS NECESSARY AND APPROVES THE REPAYMENT PLAN PROPOSED BY THE GOVERNOR.

(D) IF THE GOVERNOR INCLUDES A PROVISION IN THE BUDGET TO TRANSFER OR DIVERT REVENUES FROM DEDICATED STATE FUNDS TO THE GENERAL FUND, THE GOVERNOR SHALL ALSO INCLUDE A PROVISION IN THE

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BUDGET THAT PROVIDES FOR THE REPAYMENT WITHIN 5 YEARS OF THAT
TRANSFER OR DIVERSION TO THE DEDICATED STATE FUNDS FROM THE
GENERAL FUND.".