

# SENATE BILL 183

B1

3lr0121  
CF HB 202

---

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

Introduced and read first time: January 20, 2023

Assigned to: Budget and Taxation

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Budget Reconciliation and Financing Act of 2023**

3 FOR the purpose of authorizing or altering the distribution of certain revenue; altering or  
4 repealing certain required appropriations; authorizing the use of certain funds for  
5 certain purposes; repealing a certain required appropriation to the Revenue  
6 Stabilization Account; reducing the budgeted Medicaid Deficit Assessment for a  
7 certain fiscal year; and generally relating to the financing of State and local  
8 government.

9 BY repealing and reenacting, with amendments,  
10 Article – State Finance and Procurement  
11 Section 7–311(j)(1)(v)  
12 Annotated Code of Maryland  
13 (2021 Replacement Volume and 2022 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Chapter 397 of the Acts of the General Assembly of 2011, as amended by Chapter  
16 425 of the Acts of the General Assembly of 2013, Chapter 464 of the Acts of  
17 the General Assembly of 2014, Chapter 489 of the Acts of the General  
18 Assembly of 2015, Chapter 23 of the Acts of the General Assembly of 2017,  
19 Chapter 10 of the Acts of the General Assembly of 2018, Chapter 16 of the  
20 Acts of the General Assembly of 2019, and Chapter 538 of the Acts of the  
21 General Assembly of 2020  
22 Section 16(c)

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

25 **Article – State Finance and Procurement**

26 7–311.

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

4 (v) for fiscal year 2024:

5 1. to the Maryland Equity Investment Fund established  
 6 under § 10–487 of the Economic Development Article an amount, up to \$10,000,000, that  
 7 is equal to 10% of the amount by which the unappropriated General Fund surplus as of  
 8 June 30 of the second preceding fiscal year exceeds \$10,000,000;

9 2. to the accumulation funds of the State Retirement and  
 10 Pension System an amount, up to a maximum of \$15,000,000, that is equal to 15% of the  
 11 amount by which the unappropriated General Fund surplus as of June 30 of the second  
 12 preceding fiscal year exceeds \$10,000,000; AND

13 3. to the Postretirement Health Benefits Trust Fund  
 14 established under § 34–101 of the State Personnel and Pensions Article an amount, up to  
 15 a maximum of \$25,000,000, that is equal to 25% of the amount by which the unappropriated  
 16 General Fund surplus as of June 30 of the second preceding fiscal year exceeds  
 17 \$10,000,000[; and

18 4. to the Account equal to the amount by which the  
 19 unappropriated General Fund surplus as of June 30 of the second preceding fiscal year  
 20 exceeds \$10,000,000, less the amount of the appropriations under items 1 through 3 of this  
 21 item].

22 **Chapter 397 of the Acts of 2011, as amended by Chapter 425 of the Acts of 2013,**  
 23 **Chapter 464 of the Acts of 2014, Chapter 489 of the Acts of 2015, Chapter 23 of**  
 24 **the Acts of 2017, Chapter 10 of the Acts of 2018, Chapter 16 of the Acts of 2019,**  
 25 **and Chapter 538 of the Acts of 2020**

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

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

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

33 (3) For fiscal year 2018, the budgeted Medicaid Deficit Assessment shall be  
 34 \$364,825,000.

1                   (4)     For fiscal year 2019, the budgeted Medicaid Deficit Assessment shall be  
2     \$334,825,000.

3                   (5)     For fiscal year 2020, the budgeted Medicaid Deficit Assessment shall be  
4     \$309,825,000.

5                   (6)     [For] **EXCEPT AS PROVIDED IN PARAGRAPH (7) OF THIS**  
6 **SUBSECTION, FOR** fiscal year 2021 and each fiscal year thereafter, the budgeted Medicaid  
7 Deficit Assessment shall be \$294,825,000.

8                   **(7) FOR FISCAL YEAR 2024 ONLY, THE BUDGETED MEDICAID**  
9 **DEFICIT ASSESSMENT SHALL BE \$244,825,000.**

10                   **[(7)] (8)**     To the extent that the Commission takes other actions that  
11 reduce Medicaid costs, those savings shall also be used to reduce the budgeted Medicaid  
12 Deficit Assessment.

13                   **[(8)] (9)**     To the maximum extent possible, the Commission and the  
14 Maryland Department of Health shall adopt policies that preserve the State's Medicare  
15 waiver.

16                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June  
17 1, 2023.