

SENATE BILL 362

B1

4lr4612
CF HB 352

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

Introduced and read first time: January 17, 2024

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 28, 2024

CHAPTER _____

1 AN ACT concerning

2 **Budget Reconciliation and Financing Act of 2024**

3 FOR the purpose of altering or repealing certain required appropriations; authorizing the
4 use of certain funds for certain purposes; altering the maximum penalty for a civil
5 citation issued as a result of a recorded image produced by a work zone speed control
6 system; repealing a requirement that warning notices be issued for violations recorded
7 by a work zone speed control system during certain periods of time; ~~authorizing~~
8 requiring the Maryland Community Health Resources Commission to procure a
9 certain referral and data reporting platform; prohibiting the State Department of
10 Education to make certain alterations to enrollment from increasing copayment
11 levels in the Child Care Scholarship Program in effect as of a certain date; altering
12 the Senator John A. Cade Funding Formula for community colleges; altering the
13 program of State aid to private nonprofit institutions of higher education known as
14 the Joseph A. Sellinger Program; ~~authorizing the Developmental Disabilities~~
15 Administration to establish certain limits on certain goods and services provided to
16 certain recipients; clarifying a certain calculation for State aid to certain institutions
17 of higher education; authorizing or altering the distribution of certain revenue;
18 altering the purpose, contents, and sources of the funding of the Maryland Trauma
19 Physician Services Fund; altering the entities to which money from the Maryland
20 Trauma Physician Services Fund is transferred; altering the methodology used to
21 determine eligibility for disbursements from the Maryland Trauma Physician
22 Services Fund; imposing a transportation network company impact fee on passenger
23 trips that originate in the State; requiring a transportation network company to
24 collect the transportation network company impact fee from a passenger on behalf of

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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.

Italics indicate opposite chamber/conference committee amendments.



1 *a transportation network operator or pay the fee on behalf of a passenger; specifying*
2 *that a certain provision regarding interest earnings for certain special funds does*
3 *not apply for certain fiscal years; ~~repealing the requirement for the Governor to~~*
4 *~~provide hard copies of the budget books;~~ reducing certain commissions and fees for*
5 *licensed lottery sales agents; ~~repealing certain provisions that authorized certain~~*
6 *~~offsets for administrative and operational expenses for the Board of Trustees for the~~*
7 *~~State Retirement and Pension System and the State Retirement Agency; requiring~~*
8 *~~certain corporations to compute Maryland taxable income using a certain method;~~*
9 *~~requiring, subject to regulations adopted by the Comptroller, certain groups of~~*
10 *~~corporations to file a combined income tax return reflecting the aggregate income tax~~*
11 *~~liability of all the members of the group; requiring the Comptroller to adopt certain~~*
12 *~~regulations consistent with certain regulations adopted by the Multistate Tax~~*
13 *~~Commission; pledging certain revenues from a transportation network company~~*
14 *~~impact fee to paying the principal of and interest on consolidated transportation~~*
15 *~~bonds issued by the Department of Transportation; establishing a Transportation~~*
16 *~~Network Company Impact Fee Account in the Transportation Trust Fund; requiring~~*
17 *~~the Department to allocate the Transportation Network Company Impact Fee Account~~*
18 *~~for certain transportation purposes; requiring a certain percentage of the Maryland~~*
19 *~~Transit Administration's bus fleet purchases to be zero-emission buses; repealing~~*
20 *~~the requirement for the Motor Vehicle Administration to issue, and for vehicle owners~~*
21 *~~to display, a validation tab on a license plate to evidence payment of a vehicle's annual~~*
22 *~~registration fee; requiring owners of electric vehicles to pay a certain annual surcharge~~*
23 *~~in addition to the annual registration fee; authorizing the surcharge to be paid in~~*
24 *~~installment payments; requiring the proceeds collected from the surcharge to be~~*
25 *~~deposited into the Transportation Trust Fund; requiring the Motor Vehicle~~*
26 *~~Administration to refuse to register or renew or transfer the registration of a motor~~*
27 *~~vehicle for failure to pay the surcharge or installments; increasing the annual~~*
28 *~~registration fees for certain motor vehicles; altering the weight classifications for~~*
29 *~~certain motor vehicles; altering the distribution of revenue from civil fines collected~~*
30 *~~through the use of work zone speed control systems; altering the highways on which a~~*
31 *~~work zone speed control system may be used; clarifying that a system operator does~~*
32 *~~not need to be present when a work zone speed control system is in use; clarifying that~~*
33 *~~multiple work zone speed control systems may be implemented and used in a work~~*
34 *~~zone; altering the amount of the motor vehicle registration surcharge and the amount~~*
35 *~~of the surcharge that is required to be paid into the Maryland Trauma Physician~~*
36 *~~Services Fund; increasing the fines for certain violations of the Maryland Vehicle Law~~*
37 *~~related to driving while impaired; altering the authorized uses of the Maryland~~*
38 *~~Emergency Medical System Operations Fund; altering the calculation of the vehicle~~*
39 *~~excise tax by altering an allowance against the total purchase price of a vehicle for the~~*
40 *~~value of a trade-in vehicle; increasing the vehicle excise tax rate; ~~repealing the~~~~*
41 *~~requirement for the Motor Vehicle Administration to issue, and for vehicle owners to~~*
42 *~~display, a validation tab on a license plate to evidence payment of a vehicle's annual~~*
43 *~~registration fee; ~~repealing certain required appropriations to the Maryland Public~~~~*
44 *~~Broadcasting Commission; ~~repealing the School Construction Revolving Loan Fund;~~~~*
45 *~~repealing the Commission on Transportation Revenue and Infrastructure Needs;~~*
46 *repealing a certain small business relief tax credit; requiring interest earnings for*
47 *certain special funds to accrue to the General Fund of the State during certain fiscal*

1 years; authorizing the transfer of certain funds; and generally relating to the
 2 financing of State and local government.

3 ~~BY repealing and reenacting, with amendments,~~
 4 ~~Article – Agriculture~~
 5 ~~Section 10–407(d)~~
 6 ~~Annotated Code of Maryland~~
 7 ~~(2016 Replacement Volume and 2023 Supplement)~~

8 BY repealing and reenacting, without amendments,
 9 Article – Commercial Law
 10 Section 14–4101(a) and (c)
 11 Annotated Code of Maryland
 12 (2013 Replacement Volume and 2023 Supplement)

13 BY repealing and reenacting, with amendments,
 14 Article – Commercial Law
 15 Section 14–4104(a)
 16 Annotated Code of Maryland
 17 (2013 Replacement Volume and 2023 Supplement)

18 BY repealing and reenacting, with amendments,
 19 Article – Courts and Judicial Proceedings
 20 Section 7–302(e)(2) and (4)(i)
 21 Annotated Code of Maryland
 22 (2020 Replacement Volume and 2023 Supplement)

23 BY repealing and reenacting, without amendments,
 24 Article – Education
 25 ~~Section 5–315(a), 7–447.1(a)(1) and (3) through (6), 7–447.1(a)(1) and (3) through (6),~~
 26 ~~9.5–111(a)(1) and (3), 16–305(a), and 17–101~~
 27 ~~Annotated Code of Maryland~~
 28 ~~(2022 Replacement Volume and 2023 Supplement)~~

29 BY repealing and reenacting, with amendments,
 30 Article – Education
 31 ~~Section 5–315(d), 7–447.1(p), 7–447.1(p),~~ 9.5–111(d)(2) and (3), 16–305(b) through (d),
 32 ~~16–512,~~ and 17–104
 33 Annotated Code of Maryland
 34 (2022 Replacement Volume and 2023 Supplement)

35 BY adding to
 36 Article – Education
 37 Section 7–447.1(p) and 9.5–111(d)(4)
 38 Annotated Code of Maryland
 39 (2022 Replacement Volume and 2023 Supplement)

- 1 BY repealing and reenacting, without amendments,
 2 Article – Health – General
 3 Section ~~7–101(a), (b), and (d)~~ 15–1004(a) and 19–101
 4 Annotated Code of Maryland
 5 (2023 Replacement Volume)
- 6 BY repealing and reenacting, with amendments,
 7 Article – Health – General
 8 Section ~~7–409(e)~~ 15–1004(f) and 19–130
 9 Annotated Code of Maryland
 10 (2023 Replacement Volume)
- 11 BY repealing and reenacting, without amendments,
 12 Article – Housing and Community Development
 13 Section 6–1101(a) and (b)
 14 Annotated Code of Maryland
 15 (2019 Replacement Volume and 2023 Supplement)
- 16 BY repealing and reenacting, with amendments,
 17 Article – Housing and Community Development
 18 Section 6–1102(e)
 19 Annotated Code of Maryland
 20 (2019 Replacement Volume and 2023 Supplement)
- 21 BY repealing and reenacting, with amendments,
 22 Article – Natural Resources
 23 Section 4–209(k), ~~5–307(f)~~, and 8–2A–02(f)(4)(i)
 24 Annotated Code of Maryland
 25 (2023 Replacement Volume and 2023 Supplement)
- 26 BY repealing and reenacting, without amendments,
 27 Article – Natural Resources
 28 Section ~~5–307(a)~~ and 8–2A–02(a)
 29 Annotated Code of Maryland
 30 (2023 Replacement Volume and 2023 Supplement)
- ~~31 BY repealing and reenacting, without amendments,
 32 Article – Public Safety
 33 Section 4–1011(a)
 34 Annotated Code of Maryland
 35 (2022 Replacement Volume and 2023 Supplement)~~
- ~~36 BY repealing and reenacting, with amendments,
 37 Article – Public Safety
 38 Section 4–1011(b)
 39 Annotated Code of Maryland
 40 (2022 Replacement Volume and 2023 Supplement)~~

- 1 BY adding to
 2 Article – Public Utilities
 3 Section 10–408
 4 Annotated Code of Maryland
 5 (2020 Replacement Volume and 2023 Supplement)
- 6 BY repealing and reenacting, with amendments,
 7 Article – State Finance and Procurement
 8 Section 6–104(e), ~~6–226(a)(2)(i)~~, ~~7–115(b)~~, and ~~7–311(j)~~ and 6–226(a)(2)(i)
 9 Annotated Code of Maryland
 10 (2021 Replacement Volume and 2023 Supplement)
- 11 ~~BY repealing and reenacting, without amendments,~~
 12 ~~Article – State Finance and Procurement~~
 13 ~~Section 7–115(a) and 7–311(a)(1) and (2)~~
 14 ~~Annotated Code of Maryland~~
 15 ~~(2021 Replacement Volume and 2023 Supplement)~~
- 16 BY repealing and reenacting, without amendments,
 17 Article – State Government
 18 Section 9–101(a), (b), (d), and (g)
 19 Annotated Code of Maryland
 20 (2021 Replacement Volume and 2023 Supplement)
- 21 BY repealing and reenacting, with amendments,
 22 Article – State Government
 23 Section 9–117(a)
 24 Annotated Code of Maryland
 25 (2021 Replacement Volume and 2023 Supplement)
- 26 BY repealing and reenacting, with amendments,
 27 Article – State Personnel and Pensions
 28 Section 21–308(a)
 29 Annotated Code of Maryland
 30 (2015 Replacement Volume and 2023 Supplement)
- 31 BY repealing
 32 Article – State Personnel and Pensions
 33 Section 21–316(e)(6)
 34 Annotated Code of Maryland
 35 (2015 Replacement Volume and 2023 Supplement)
- 36 BY repealing and reenacting, without amendments,
 37 Article – Tax – General
 38 Section 2–606(e)
 39 Annotated Code of Maryland

1 (2022 Replacement Volume and 2023 Supplement)

2 BY repealing and reenacting, with amendments,
 3 Article – Tax – General
 4 Section 2–606(h), 10–811, and 11–101(l)(3)(ii) and (iii)
 5 Annotated Code of Maryland
 6 (2022 Replacement Volume and 2023 Supplement)

7 BY adding to
 8 Article – Tax – General
 9 Section 10–402.1 and 11–101(l)(3)(iv)
 10 Annotated Code of Maryland
 11 (2022 Replacement Volume and 2023 Supplement)

12 ~~BY repealing and reenacting, without amendments,~~
 13 ~~Article – Transportation~~
 14 ~~Section 7–101(a) and (b), 11–101 through 11–103, and 13–413(a)~~
 15 ~~Annotated Code of Maryland~~
 16 ~~(2020 Replacement Volume and 2023 Supplement)~~

17 ~~BY repealing and reenacting, without amendments,~~
 18 ~~Article – Transportation~~
 19 ~~Section 7–205(e)(1)~~
 20 ~~Annotated Code of Maryland~~
 21 ~~(2020 Replacement Volume and 2023 Supplement)~~
 22 ~~(As enacted by Chapters 11 and 20 of the Acts of the General Assembly of the 2021~~
 23 ~~Special Session)~~

24 ~~BY repealing and reenacting, with amendments,~~
 25 ~~Article – Transportation~~
 26 ~~Section 7–205(e)(2)~~
 27 ~~Annotated Code of Maryland~~
 28 ~~(2020 Replacement Volume and 2023 Supplement)~~
 29 ~~(As enacted by Chapters 11 and 20 of the Acts of the General Assembly of the 2021~~
 30 ~~Special Session)~~

31 ~~BY repealing and reenacting, with amendments,~~
 32 ~~Article – Transportation~~
 33 ~~Section 7–406(e)(1) and (2), 8–403(b), 13–410(c), 13–411(d) and (e), 13–412(a), (b)(1),~~
 34 ~~and (e), 13–413(b), and 13–415(a) through (e), (g), and (h) and 8–403(b)~~
 35 ~~Annotated Code of Maryland~~
 36 ~~(2020 Replacement Volume and 2023 Supplement)~~

37 ~~BY repealing~~
 38 ~~Article – Education~~
 39 ~~Section 24–204(d)~~
 40 ~~Annotated Code of Maryland~~

1 ~~(2022 Replacement Volume and 2023 Supplement)~~

2 BY repealing and reenacting, with amendments,

3 Article – Transportation

4 Section 3–215, 3–216(c)(2)(i), 7–406(c)(1) and (2), 12–118(c) and (e), 13–410(e),
 5 13–411(d) and (e), 13–412(a), (b)(1), and (c), 13–413(b), 13–415(a) through (c),
 6 (g), and (h), 13–809, 13–901, 13–912 through 13–917, 13–919(f), 13–920(d),
 7 13–923, 13–927(d), 13–932 through 13–934, 13–936(d), 13–937, 13–937.1(c),
 8 13–939, 13–954(b), 21–810(b)(1) and (2), (c), and (k), and 21–902(a) through
 9 (d)

10 Annotated Code of Maryland

11 (2020 Replacement Volume and 2023 Supplement)

12 BY repealing and reenacting, without amendments,

13 Article – Transportation

14 Section 3–216(a), 7–101(a) and (b), 11–101 through 11–103, 11–125.1, 11–145.1,
 15 12–118(a), 13–413(a), 13–815(a)(1) and (4), 13–919(a), 13–920(a) through (c),
 16 13–936(a) through (c), and 13–937.1(a) and (b)

17 Annotated Code of Maryland

18 (2020 Replacement Volume and 2023 Supplement)

19 BY adding to

20 Article – Transportation

21 Section 3–216(d)(5), 13–956, and 21–810(k)

22 Annotated Code of Maryland

23 (2020 Replacement Volume and 2023 Supplement)

24 BY renumbering

25 Article – Education

26 Section 7–447.1(q) through (s)

27 to be Section 7–447.1(r) through (t), respectively

28 Annotated Code of Maryland

29 (2022 Replacement Volume and 2023 Supplement)

30 BY repealing

31 Article – Education

32 Section 5–315

33 Annotated Code of Maryland

34 (2022 Replacement Volume and 2023 Supplement)

35 BY repealing

36 Article – Tax – General

37 Section 10–748

38 Annotated Code of Maryland

39 (2022 Replacement Volume and 2023 Supplement)

40 BY repealing and reenacting, with amendments,

Chapter 500 of the Acts of the General Assembly of 2009
Section 3

BY repealing
Chapter 455 of the Acts of the General Assembly of 2023
Section 2

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

~~Article – Agriculture~~

~~10–407.~~

~~(d) For fiscal year 2025 and each fiscal year thereafter, the Governor [shall] MAY include in the annual budget bill an appropriation of \$150,000 for the University of Maryland Extension to hire one extension agent as a Native Plant Specialist and \$100,000 for the Department to hire staff to administer the Program.~~

Article – Commercial Law

14–4101.

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

(c) “Office” means the Office of the Attorney General.

14–4104.

(a) (1) (I) For [fiscal year 2020 and each fiscal year thereafter] **FISCAL YEARS 2020 THROUGH 2024, AND FOR FISCAL YEAR 2026 AND EACH FISCAL YEAR THEREAFTER**, the Governor shall include **IN THE ANNUAL BUDGET BILL** an appropriation of at least \$700,000 in general funds [in the State budget] for the Office for the purposes of enforcement of:

[i] 1. Consumer protection laws under this title;

[ii] 2. Consumer protection laws under Title 13 of this article;

and

[iii] 3. Financial consumer protection laws.

(II) **FOR FISCAL YEAR 2025 AND EACH FISCAL YEAR THEREAFTER ONLY AND EACH FISCAL YEAR THEREAFTER**, THE GOVERNOR MAY INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF AT LEAST \$700,000 IN SPECIAL FUNDS FOR THE OFFICE FOR THE PURPOSES OF ENFORCEMENT OF:

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- 1 1. **CONSUMER PROTECTION LAWS UNDER THIS TITLE;**
- 2 2. **CONSUMER PROTECTION LAWS UNDER TITLE 13 OF**
- 3 **THIS ARTICLE; AND**
- 4 3. **FINANCIAL CONSUMER PROTECTION LAWS.**

5 (2) The Office shall use the funds under paragraph (1) of this subsection
6 for:

- 7 (i) Staffing costs associated with hiring new employees; and
- 8 (ii) Investigations of alleged violations of consumer protection laws
- 9 in the State.

10 **Article – Courts and Judicial Proceedings**

11 **7-302.**

12 (e) (2) (i) A citation issued as the result of a vehicle height monitoring
13 system, a traffic control signal monitoring system, [or] a speed monitoring system,
14 [including] OR a work zone speed control system, controlled by a political subdivision, a
15 school bus monitoring camera, or a bus lane monitoring system shall provide that, in an
16 uncontested case, the penalty shall be paid directly to that political subdivision.

17 (ii) A citation issued as the result of a traffic control signal
18 monitoring system or a work zone speed control system controlled by a State agency, or as a
19 result of a vehicle height monitoring system, a traffic control signal monitoring system, a
20 speed monitoring system, a school bus monitoring camera, or a bus lane monitoring system
21 in a case contested in District Court, shall provide that the penalty shall be paid directly to
22 the District Court.

23 (4) (i) [Except as provided in paragraph (5) of this subsection, from]
24 FROM the fines collected by a political subdivision as a result of violations enforced by speed
25 monitoring systems, WORK ZONE SPEED CONTROL SYSTEMS, school bus monitoring
26 cameras, or bus lane monitoring systems, a political subdivision:

27 1. May recover the costs of implementing and administering
28 the speed monitoring systems, WORK ZONE SPEED CONTROL SYSTEMS, school bus
29 monitoring cameras, or bus lane monitoring systems; and

30 2. Subject to subparagraphs (ii), (iii), and (iv) of this
31 paragraph, may spend any remaining balance solely for public safety purposes, including
32 pedestrian OR HIGHWAY safety programs.

Article – Education

~~5 315.~~

~~(a) In this section, “Fund” means the School Construction Revolving Loan Fund.~~

~~(1) In fiscal year 2023, the Governor shall include in the annual budget bill an appropriation of at least \$40,000,000 to the Fund.~~

~~(2) In fiscal year 2024, the Governor shall include in the annual budget bill an appropriation of at least \$20,000,000 to the Fund.~~

~~(3) In each of fiscal years [2025 and] 2026 AND 2027, the Governor [shall] MAY include in the annual budget bill OR THE CAPITAL BUDGET BILL an appropriation of at least \$10,000,000 to the Fund.~~

~~7 447.1.~~

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

~~(3) “Commission” means the Maryland Community Health Resources Commission.~~

~~(4) “Consortium” means the Maryland Consortium on Coordinated Community Supports established under subsection (b) of this section.~~

~~(5) “Coordinated community supports” means a holistic, nonstigmatized, and coordinated approach, including among the following persons, to meeting students’ behavioral health needs, addressing related challenges, and providing community services and supports to the students:~~

~~(i) Teachers, school leadership, and student instructional support personnel;~~

~~(ii) Local school systems;~~

~~(iii) Local community schools;~~

~~(iv) Behavioral health coordinators appointed under § 7-447 of this subtitle;~~

~~(v) Local health departments;~~

~~(vi) Nonprofit hospitals;~~

~~(vii) Other youth-serving governmental entities;~~



1 ~~(viii) Other local youth-serving community entities;~~

2 ~~(ix) Community behavioral health providers;~~

3 ~~(x) Telemedicine providers;~~

4 ~~(xi) Federally qualified health centers; and~~

5 ~~(xii) Students, parents, and guardians.~~

6 ~~(6) “Coordinated community supports partnership” means an entity~~
7 ~~formed to deliver coordinated community supports.~~

8 ~~(p) (1) In this subsection, “Fund” means the Coordinated Community Supports~~
9 ~~Partnership Fund.~~

10 ~~(2) There is a Coordinated Community Supports Partnership Fund.~~

11 ~~(3) The purpose of the Fund is to support the delivery of services and~~
12 ~~supports provided to students to meet their holistic behavioral health needs and address~~
13 ~~other related challenges.~~

14 ~~(4) The Commission shall administer the Fund and the provision of grants~~
15 ~~AND REIMBURSEMENTS under the Fund.~~

16 ~~(5) (i) The Fund is a special, nonlapsing fund that is not subject to §~~
17 ~~7-302 of the State Finance and Procurement Article.~~

18 ~~(ii) The State Treasurer shall hold the Fund separately, and the~~
19 ~~Comptroller shall account for the Fund.~~

20 ~~(6) The Fund consists of:~~

21 ~~(i) Money appropriated in the State budget to the Fund;~~

22 ~~(ii) Interest earnings; and~~

23 ~~(iii) Any other money from any other source accepted for the benefit~~
24 ~~of the Fund.~~

25 ~~(7) The Fund may be used [only] by the Commission for:~~

26 ~~(i) Providing reimbursement, under a memorandum of~~
27 ~~understanding, to the National Center for School Mental Health and other technical~~
28 ~~assistance providers to support the work of the Consortium;~~

1 (ii) ~~Providing grants to coordinated community supports~~
 2 ~~partnerships to deliver services and supports to meet students' holistic behavioral health~~
 3 ~~needs and to address other related challenges; [and]~~

4 ~~(III) PROVIDING SCHOOL BASED BEHAVIORAL HEALTH~~
 5 ~~SERVICES; AND~~

6 ~~[(iii)] (IV) Paying any associated administrative costs.~~

7 ~~(8) THE FUND MAY BE USED TO REIMBURSE THE MEDICAL CARE~~
 8 ~~PROGRAMS ADMINISTRATION FOR SCHOOL BASED BEHAVIORAL HEALTH SERVICES~~
 9 ~~PROVIDED ON A FEE FOR SERVICE BASIS THROUGH A MEDICAID WAIVER.~~

10 ~~[(8)] (9) The Governor shall include in the annual budget bill the~~
 11 ~~following appropriations for the Fund:~~

12 ~~(i) \$25,000,000 in fiscal year 2022;~~

13 ~~(ii) \$50,000,000 in fiscal year 2023;~~

14 ~~(iii) \$85,000,000 in fiscal year 2024;~~

15 ~~(iv) \$110,000,000 in fiscal year 2025; and~~

16 ~~(v) \$130,000,000 in fiscal year 2026 and each fiscal year thereafter.~~

17 ~~[(9)] (10) (i) The State Treasurer shall invest the money of the Fund in~~
 18 ~~the same manner as other State money may be invested.~~

19 ~~(ii) Any interest earnings of the Fund shall be credited to the Fund.~~

20 ~~[(10)] (11) Expenditures from the Fund may be made only in accordance~~
 21 ~~with the State budget.~~

Article – Education

7-447.1.

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

25 (3) “Commission” means the Maryland Community Health Resources
 26 Commission.

27 (4) “Consortium” means the Maryland Consortium on Coordinated
 28 Community Supports established under subsection (b) of this section.

1 (5) “Coordinated community supports” means a holistic, nonstigmatized,
 2 and coordinated approach, including among the following persons, to meeting students’
 3 behavioral health needs, addressing related challenges, and providing community services
 4 and supports to the students:

5 (i) Teachers, school leadership, and student instructional support
 6 personnel;

7 (ii) Local school systems;

8 (iii) Local community schools;

9 (iv) Behavioral health coordinators appointed under § 7-447 of this
 10 subtitle;

11 (v) Local health departments;

12 (vi) Nonprofit hospitals;

13 (vii) Other youth-serving governmental entities;

14 (viii) Other local youth-serving community entities;

15 (ix) Community behavioral health providers;

16 (x) Telemedicine providers;

17 (xi) Federally qualified health centers; and

18 (xii) Students, parents, and guardians.

19 (6) “Coordinated community supports partnership” means an entity formed
 20 to deliver coordinated community supports.

21 **(P) (1) THE COMMISSION SHALL PROCURE A CLOSED-LOOP REFERRAL**
 22 **AND DATA REPORTING PLATFORM.**

23 **(2) THE CLOSED-LOOP REFERRAL AND DATA REPORTING PLATFORM**
 24 **SHALL:**

25 **(I) ENSURE THAT INDIVIDUALS ARE REFERRED TO**
 26 **APPROPRIATE BEHAVIORAL HEALTH SERVICES; AND**

27 **(II) ALLOW THE COMMISSION TO ENSURE THAT SERVICES HAVE**
 28 **BEEN RENDERED THROUGH ACCURATE, CONSISTENT, AND TIMELY SUBMISSION OF**
 29 **KEY REPORTING METRICS ASSOCIATED WITH THE CONSORTIUM’S PROGRAMS.**

1 **(3) IN PROCURING THE CLOSED-LOOP REFERRAL AND DATA**
 2 **REPORTING PLATFORM, THE COMMISSION SHALL TAKE INTO ACCOUNT THE**
 3 **FOLLOWING:**

4 **(I) THE SCALABILITY OF THE PLATFORM;**

5 **(II) THE EASE OF IMPLEMENTATION FOR COMMUNITY**
 6 **PROVIDERS;**

7 **(III) PERSON-CENTERED LONGITUDINAL RECORDS;**

8 **(IV) BI-DIRECTIONAL REFERRAL CAPABILITIES; AND**

9 **(V) REPORTING AND ANALYTICS TOOLS AVAILABLE.**

10 **[(p)] (Q) (1) In this subsection, "Fund" means the Coordinated Community**
 11 **Supports Partnership Fund.**

12 **(2) There is a Coordinated Community Supports Partnership Fund.**

13 **(3) The purpose of the Fund is to support the delivery of services and**
 14 **supports provided to students to meet their holistic behavioral health needs and address**
 15 **other related challenges.**

16 **(4) The Commission shall administer the Fund and the provision of grants**
 17 **AND REIMBURSEMENTS under the Fund.**

18 **(5) (i) The Fund is a special, nonlapsing fund that is not subject to §**
 19 **7-302 of the State Finance and Procurement Article.**

20 **(ii) The State Treasurer shall hold the Fund separately, and the**
 21 **Comptroller shall account for the Fund.**

22 **(6) The Fund consists of:**

23 **(i) Money appropriated in the State budget to the Fund;**

24 **(ii) Interest earnings; and**

25 **(iii) Any other money from any other source accepted for the benefit of**
 26 **the Fund.**

27 **(7) The Fund may be used [only] by the Commission for:**

1 (i) Providing reimbursement, under a memorandum of
 2 understanding, to the National Center for School Mental Health and other technical
 3 assistance providers to support the work of the Consortium;

4 (ii) Providing grants to coordinated community supports
 5 partnerships to deliver services and supports to meet students' holistic behavioral health
 6 needs and to address other related challenges; [and]

7 (III) PROVIDING SCHOOL-BASED BEHAVIORAL HEALTH
 8 SERVICES; AND

9 [(iii)] (IV) Paying any associated administrative costs.

10 (8) THE FUND MAY BE USED TO REIMBURSE THE MEDICAL CARE
 11 PROGRAMS ADMINISTRATION FOR SCHOOL-BASED BEHAVIORAL HEALTH SERVICES
 12 PROVIDED ON A FEE-FOR-SERVICE BASIS THROUGH A MEDICAID WAIVER.

13 [(8)] (9) The Governor shall include in the annual budget bill the
 14 following appropriations for the Fund:

15 (i) \$25,000,000 in fiscal year 2022;

16 (ii) \$50,000,000 in fiscal year 2023;

17 (iii) \$85,000,000 in fiscal year 2024;

18 (iv) \$110,000,000 in fiscal year 2025; and

19 (v) \$130,000,000 in fiscal year 2026 and each fiscal year thereafter.

20 [(9)] (10) (i) The State Treasurer shall invest the money of the Fund in
 21 the same manner as other State money may be invested.

22 (ii) Any interest earnings of the Fund shall be credited to the Fund.

23 [(10)] (11) Expenditures from the Fund may be made only in accordance
 24 with the State budget.

25 9.5–111.

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

27 (3) “Program” means the Child Care Scholarship Program.

1 (d) (2) Except as provided in ~~paragraph (3)~~ ~~PARAGRAPHS (3) AND (4)~~
 2 PARAGRAPH (3) of this subsection, the Department may not make the following
 3 alterations to the Program in effect as of January 1, 2023:

- 4 ~~(i)~~ ~~Increase the copayment levels;~~
 5 ~~(ii)~~ (I) Reduce the reimbursement rates; ~~OR~~
 6 ~~(iii)~~ (II) Reduce the income eligibility requirements; ~~or~~
 7 ~~(iv)~~ (III) Implement a freeze in Program enrollment; ~~or~~.

8 (3) (i) The Department may alter the Program in effect as of January
 9 1, 2023, by ~~increasing the copayment levels,~~ reducing the reimbursement rates, ~~OR~~
 10 reducing the income eligibility requirements, ~~for implementing a freeze in Program~~
 11 enrollment; ~~or~~ if:

12 1. The Department submits a notification to the Senate
 13 Budget and Taxation Committee, the Senate Committee on Education, Energy, and the
 14 Environment, the House Appropriations Committee, and the House Ways and Means
 15 Committee, in accordance with § 2-1257 of the State Government Article, on the intended
 16 Program alterations, including the reason for, and expected duration of, the proposed
 17 actions; and

18 2. The Program alterations identified in the notification are
 19 not implemented until the completion of the regular legislative session immediately
 20 following the submission of the notification.

21 (ii) If the Board of Public Works approves budget reductions for the
 22 Program under § 7-213 of the State Finance and Procurement Article for a certain fiscal
 23 year, the Department may ~~increase the copayment levels,~~ reduce the reimbursement rates,
 24 ~~OR~~ reduce the income eligibility requirements; ~~or~~ implement a freeze in Program
 25 enrollment; ~~or~~ at any time during the fiscal year.

26 (4) THE DEPARTMENT MAY ALTER THE PROGRAM IN EFFECT AS OF
 27 JANUARY 1, 2023, BY IMPLEMENTING A FREEZE IN PROGRAM ENROLLMENT IF THE
 28 DEPARTMENT SUBMITS A NOTIFICATION TO THE SENATE BUDGET AND TAXATION
 29 COMMITTEE, THE SENATE COMMITTEE ON EDUCATION, ENERGY, AND THE
 30 ENVIRONMENT, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE WAYS
 31 AND MEANS COMMITTEE, IN ACCORDANCE WITH § 2-1257 OF THE STATE
 32 GOVERNMENT ARTICLE, AT LEAST 60 DAYS BEFORE IMPLEMENTING A FREEZE IN
 33 PROGRAM ENROLLMENT AND INCLUDING THE REASON FOR, AND EXPECTED
 34 DURATION OF, THE ENROLLMENT FREEZE NOT INCREASE THE COPAYMENT LEVELS
 35 OF THE PROGRAM IN EFFECT AS OF JANUARY 1, 2024.

1 16–305.

2 (a) The formula used for the distribution of funds to the community colleges in
3 the State shall be known as the Senator John A. Cade Funding Formula.

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

5 (2) “Assessed valuation of real property” means assessed valuation of real
6 property as determined for purposes of the State aid calculated under § 5–202 of this article.

7 (3) “Board” means:

8 (i) In a county that has one or more community colleges, the board
9 of community college trustees for the county; or

10 (ii) Where two or more counties establish a region to support a
11 regional community college, the board of regional community college trustees.

12 (4) “Community college” means a community college established under this
13 title but does not include Baltimore City Community College.

14 (5) “County share” means the total amount of money for operating funds to
15 be provided each fiscal year to a board by the county that supports the community college
16 or colleges or, in the case of a regional community college, the total amount of money for
17 operating funds to be provided each fiscal year to the board by all counties that support the
18 regional community college.

19 (6) “Direct grants” means the sum of the following components of the State
20 share:

21 (i) [Fixed costs;

22 (ii) Marginal] **BASE** costs; and

23 [(iii)] **(II)** Size factor.

24 (7) “Full-time equivalent student” **FOR EACH COMMUNITY COLLEGE** is
25 [the quotient of the number of student credit hours produced in the fiscal year 2 years prior
26 to the fiscal year for which the State share is calculated divided by 30, as certified by the
27 Maryland Higher Education Commission] **THE GREATER OF:**

28 **(I) THE QUOTIENT OF THE NUMBER OF STUDENT CREDIT**
29 **HOURS PRODUCED IN THE FISCAL YEAR 2 YEARS PRIOR TO THE FISCAL YEAR FOR**
30 **WHICH THE STATE SHARE IS CALCULATED DIVIDED BY 30, AS CERTIFIED BY THE**
31 **MARYLAND HIGHER EDUCATION COMMISSION; OR**

1 **(II) THE 3-YEAR MOVING AVERAGE QUOTIENT OF THE NUMBER**
 2 **OF STUDENT CREDIT HOURS PRODUCED IN THE FISCAL YEARS 2 YEARS PRIOR, 3**
 3 **YEARS PRIOR, AND 4 YEARS PRIOR TO THE FISCAL YEAR FOR WHICH THE STATE**
 4 **SHARE IS CALCULATED DIVIDED BY 30, AS CERTIFIED BY THE MARYLAND HIGHER**
 5 **EDUCATION COMMISSION.**

6 (8) “Population” means population as determined for purposes of
 7 calculating the State share of the library program using the definition in § 23-501 of this
 8 article.

9 (9) “Region” means the counties supporting a regional community college
 10 established under Subtitle 2 of this title.

11 (10) “Small community college” means:

- 12 (i) Allegany College of Maryland;
- 13 (ii) Garrett College;
- 14 (iii) Hagerstown Community College;
- 15 (iv) Carroll Community College;
- 16 (v) Cecil Community College;
- 17 (vi) Chesapeake College; or
- 18 (vii) Wor-Wic Community College.

19 (11) “State share” means the amount of money for community college
 20 operating funds to be provided each fiscal year to a board by the State.

21 **(12) “STATE’S GENERAL FUND PER FULL-TIME EQUIVALENT STUDENT**
 22 **APPROPRIATION TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION”**
 23 **HAS THE MEANING STATED IN § 17-104(A)(1) OF THIS ARTICLE.**

24 ~~(12)~~ **(13)** “Student credit hours” means student credit hours, including
 25 those earned by a P-TECH student as provided in § 7-1804(c) of this article, or contact
 26 hours, which are eligible, under the regulations issued by the Maryland Higher Education
 27 Commission, for inclusion in State funding calculations.

28 ~~(13)~~ **(14)** “Total State operating fund” means the sum of community
 29 college State appropriations for direct grants.

1 (c) (1) (i) Except as provided in subparagraphs (iii), (iv), and (v) of this
2 paragraph, the total State operating fund per full-time equivalent student to the
3 community colleges for each fiscal year as requested by the Governor shall be:

4 1. In fiscal year 2009, not less than an amount equal to
5 26.25% of the State's General Fund appropriation per full-time equivalent student to the
6 4-year public institutions of higher education in the State as designated by the Commission
7 for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this
8 article in the previous fiscal year;

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

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

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

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

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

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

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

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

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

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

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

26 13. In fiscal year 2023 [and each fiscal year thereafter] **AND**
27 **FISCAL YEAR 2024**, not less than an amount equal to 29% of the State's General Fund
28 appropriation per full-time equivalent student to the 4-year public institutions of higher
29 education in the State as designated by the Commission for the purpose of administering
30 the Joseph A. Sellinger Program under Title 17 of this article in the same fiscal year; **AND**

31 14. **IN FISCAL YEAR 2025 AND EACH FISCAL YEAR**
32 **THEREAFTER, NOT LESS THAN AN AMOUNT EQUAL TO ~~26.5%~~ 27.2% OF THE STATE'S**
33 **GENERAL FUND APPROPRIATION PER FULL-TIME EQUIVALENT STUDENT TO THE**
34 **4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE STATE AS**
35 **DESIGNATED BY THE COMMISSION FOR THE PURPOSE OF ADMINISTERING THE**
36 **JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS ARTICLE ~~IN THE SAME~~**
37 **FISCAL YEAR.**

1 (ii) For purposes of this subsection, the State's General Fund
2 appropriation per full-time equivalent student to the 4-year public institutions of higher
3 education in the State for a fiscal year shall include:

4 1. Noncapital appropriations from the Higher Education
5 Investment Fund; and

6 2. Appropriations, regardless of where they are budgeted,
7 designated for the general operation of 4-year public institutions of higher education in the
8 State, including personnel-related appropriations.

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

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

- 14 1. Allegany College \$4,773,622;
- 15 2. Anne Arundel Community College \$27,235,329;
- 16 3. Community College of Baltimore County \$34,398,366;
- 17 4. Carroll Community College \$6,851,515;
- 18 5. Cecil Community College \$4,645,751;
- 19 6. College of Southern Maryland \$10,902,580;
- 20 7. Chesapeake College \$5,675,815;
- 21 8. Frederick Community College \$8,145,648;
- 22 9. Garrett College \$2,246,709;
- 23 10. Hagerstown Community College \$6,965,064;
- 24 11. Harford Community College \$9,990,806;
- 25 12. Howard Community College \$12,584,485;
- 26 13. Montgomery College \$35,998,553;
- 27 14. Prince George's Community College \$22,013,074; and
- 28 15. Wor-Wic Community College \$6,748,796.

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

- 3 1. Allegany College \$4,850,443;
- 4 2. Anne Arundel Community College \$28,715,483;
- 5 3. Community College of Baltimore County \$38,637,668;
- 6 4. Carroll Community College \$7,345,653;
- 7 5. Cecil Community College \$5,108,064;
- 8 6. College of Southern Maryland \$13,017,885;
- 9 7. Chesapeake College \$6,142,473;
- 10 8. Frederick Community College \$8,975,284;
- 11 9. Garrett College \$2,561,002;
- 12 10. Hagerstown Community College \$7,620,412;
- 13 11. Harford Community College \$10,865,634;
- 14 12. Howard Community College \$15,723,055;
- 15 13. Montgomery College \$40,000,786;
- 16 14. Prince George's Community College \$26,072,537; and
- 17 15. Wor-Wic Community College \$7,108,241.

18 (2) The State share shall be distributed to each board and shall be limited
19 by the provisions of subsection (d) of this section.

20 (3) Subject to subsection (d) of this section, the total State share for each
21 board shall be the sum of:

- 22 (i) The [fixed costs component;
- 23 (ii) The marginal] **BASE** costs component; **AND**
- 24 [(iii)] **(II)** The size factor component[; and
- 25 (iv) A hold harmless component].

1 D. 20% for the fourth fiscal year; and

2 E. 0% for the fifth and each subsequent fiscal year.

3 2. The distributions required under subparagraph (ii) of this
4 paragraph shall be made from the remaining funds available for the size factor component
5 after any distributions required under this subparagraph.

6 (iv) In determining the eligibility of a board for a size factor
7 component, the number of full-time equivalent students at all campuses and colleges
8 operated by the board shall be added together.

9 [(7) (i) A board shall be eligible for a hold harmless component
10 beginning in fiscal year 1998 if the sum of the board's fixed costs, marginal costs, and size
11 factor components for the fiscal year is less than the board's total State share in the prior
12 fiscal year.

13 (ii) The hold harmless component amount shall be determined by
14 subtracting the sum of an eligible board's fixed costs, marginal costs, and size factor
15 components for the fiscal year from the board's total State share for the prior fiscal year.]

16 [(8) (6) Any employer Social Security contributions required by federal
17 law for any employee of a board of community college trustees shall remain the obligation
18 of the employer.

19 [(9) (7) The State contribution to retirement and fringe benefit costs is
20 not included in the calculations of amounts under this subsection.

21 (d) In each fiscal year, in order for a board to receive an increase in the State
22 share of support [or a hold harmless component amount], the county share, in the
23 aggregate, that supports the community college or colleges shall equal or exceed the
24 aggregate amount of operating fund appropriations made to the board by the county or all
25 of the counties supporting the college in the previous fiscal year.

26 16-512.

27 (A) IN THIS SECTION, "STATE'S GENERAL FUND PER FULL-TIME
28 EQUIVALENT STUDENT APPROPRIATION TO THE 4-YEAR PUBLIC INSTITUTIONS OF
29 HIGHER EDUCATION" HAS THE MEANING STATED IN § 17-104(A)(1) OF THIS
30 ARTICLE.

31 [(a) (B) (1) The total State operating fund per full-time equivalent student
32 appropriated to Baltimore City Community College for each fiscal year other than fiscal
33 year 2013, as requested by the Governor shall be:

1 (i) In fiscal year 2009, not less than an amount equal to 67.25% of
2 the State's General Fund appropriation per full-time equivalent student to the 4-year
3 public institutions of higher education in the State as designated by the Commission for
4 the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article
5 in the previous fiscal year;

6 (ii) In fiscal year 2010, not less than an amount equal to 65.1% of the
7 State's General Fund appropriation per full-time equivalent student to the 4-year public
8 institutions of higher education in the State as designated by the Commission for the
9 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
10 the same fiscal year;

11 (iii) In fiscal year 2011, not less than an amount equal to 65.5% of the
12 State's General Fund appropriation per full-time equivalent student to the 4-year public
13 institutions of higher education in the State as designated by the Commission for the
14 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
15 the same fiscal year;

16 (iv) In fiscal year 2012, not less than an amount equal to 63% of the
17 State's General Fund appropriation per full-time equivalent student to the 4-year public
18 institutions of higher education in the State as designated by the Commission for the
19 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
20 the same fiscal year;

21 (v) In fiscal year 2014, an amount that is the greater of 61% of the
22 State's General Fund appropriation per full-time equivalent student to the 4-year public
23 institutions of higher education in the State as designated by the Commission for the
24 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
25 the same fiscal year or \$5,695.63 per full-time equivalent student;

26 (vi) In fiscal year 2015, an amount that is the greater of 61% of the
27 State's General Fund appropriation per full-time equivalent student to the 4-year public
28 institutions of higher education in the State as designated by the Commission for the
29 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
30 the same fiscal year or \$5,695.63 per full-time equivalent student;

31 (vii) In fiscal year 2016, an amount that is the greater of 58% of the
32 State's General Fund appropriation per full-time equivalent student to the 4-year public
33 institutions of higher education in the State as designated by the Commission for the
34 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
35 the same fiscal year or \$5,695.63 per full-time equivalent student;

36 (viii) In fiscal year 2017, an amount that is the greater of 58% of the
37 State's General Fund appropriation per full-time equivalent student to the 4-year public
38 institutions of higher education in the State as designated by the Commission for the
39 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
40 the same fiscal year or \$5,695.63 per full-time equivalent student;

1 (ix) In fiscal year 2018, not less than an amount equal to 60% of the
2 State's General Fund appropriation per full-time equivalent student to the 4-year public
3 institutions of higher education in the State as designated by the Commission for the
4 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
5 the same fiscal year;

6 (x) In fiscal year 2019, not less than an amount equal to 61% of the
7 State's General Fund appropriation per full-time equivalent student to the 4-year public
8 institutions of higher education in the State as designated by the Commission for the
9 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
10 the same fiscal year;

11 (xi) In fiscal year 2020, not less than an amount equal to 62.5% of the
12 State's General Fund appropriation per full-time equivalent student to the 4-year public
13 institutions of higher education in the State as designated by the Commission for the
14 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
15 the same fiscal year;

16 (xii) In fiscal year 2021, not less than an amount equal to 64.5% of the
17 State's General Fund appropriation per full-time equivalent student to the 4-year public
18 institutions of higher education in the State as designated by the Commission for the
19 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
20 the same fiscal year;

21 (xiii) In fiscal year 2022, not less than an amount equal to 66.5% of the
22 State's General Fund appropriation per full-time equivalent student to the 4-year public
23 institutions of higher education in the State as designated by the Commission for the
24 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
25 the same fiscal year; and

26 (xiv) In fiscal year 2023 and each fiscal year thereafter, not less than
27 an amount equal to 68.5% of the State's General Fund appropriation per full-time
28 equivalent student to the 4-year public institutions of higher education in the State as
29 designated by the Commission for the purpose of administering the Joseph A. Sellinger
30 Program under Title 17 of this article [in the same fiscal year].

31 (2) For purposes of this subsection, the State's General Fund appropriation
32 per full-time equivalent student to the 4-year public institutions of higher education in the
33 State for a fiscal year shall include:

34 (i) Noncapital appropriations from the Higher Education
35 Investment Fund; and

36 (ii) Appropriations, regardless of where they are budgeted,
37 designated for the general operation of 4-year public institutions of higher education in the
38 State, including personnel-related appropriations.

1 (3) Notwithstanding the provisions of paragraph (1) of this subsection, the
2 total State operating fund appropriated to Baltimore City Community College under this
3 section for each of fiscal years 2011 and 2012 shall be \$40,187,695.

4 (4) In fiscal year 2013, the total State operating funds appropriated to
5 Baltimore City Community College under this section shall be \$39,863,729.

6 [(b)] (C) Notwithstanding subsection [(a)] (B) of this section, the State
7 appropriation to Baltimore City Community College requested by the Governor may not be
8 less than the State appropriation to the College in the previous fiscal year.

9 [(c)] (D) The State shall distribute the State appropriation under this subsection
10 to the Board of Trustees of Baltimore City Community College on a quarterly basis.

11 [(d)] (E) (1) (i) Through June 30, 1999, the City of Baltimore shall be
12 responsible for providing at least \$600,000 in each fiscal year to support education at the
13 College.

14 (ii) Of this amount, in each fiscal year, at least \$300,000 shall be
15 expended and administered by the College for tuition reimbursement or scholarships to
16 attend classes at the College, and the remaining balance shall be expended in a manner
17 consistent with the educational mission of the College.

18 (iii) The source of the \$600,000 is not limited to tax or fee revenues
19 generated by the City of Baltimore.

20 (2) (i) Beginning on July 1, 1999, the City of Baltimore shall be
21 responsible for providing at least \$800,000 in each fiscal year to support education at the
22 College.

23 (ii) Of this amount, in each fiscal year, at least \$500,000 shall be
24 expended and administered by the College for tuition reimbursement or scholarships to
25 attend classes at the College, and the remaining balance shall be expended in a manner
26 consistent with the educational mission of the College.

27 (iii) The source of the \$800,000 is not limited to tax or fee revenues
28 generated by the City of Baltimore.

29 (3) (i) Beginning on July 1, 2006, the City of Baltimore shall be
30 responsible for providing at least \$1,000,000 in each fiscal year to support education at the
31 College.

32 (ii) Of this amount, in each fiscal year, at least \$400,000 shall be
33 expended and administered by the College for tuition reimbursement or scholarships to
34 attend classes at the College, and the remaining balance shall be expended in a manner
35 consistent with the educational mission of the College.

1 (iii) The source of the \$1,000,000 is not limited to tax or fee revenues
2 generated by the City of Baltimore.

3 (iv) The Board of Trustees shall submit an annual report on or before
4 December 31 to the Director of Finance for the City of Baltimore regarding the expenditures
5 made under this paragraph.

6 17-101.

7 There is a program of State aid to private nonprofit institutions of higher education
8 known as the Joseph A. Sellinger Program.

9 17-104.

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

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

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

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

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

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

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

1 (vii) In fiscal year 2017, an amount not less than 10.1% 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 (viii) In fiscal year 2018, an amount not less than 10.5% 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 (ix) In fiscal year 2019, an amount not less than 10.8% of the State's
8 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;

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

13 (xi) In fiscal year 2022 and each fiscal year thereafter, an amount not
14 less than 15.5% of the State's General Fund per full-time equivalent student appropriation
15 to the 4-year public institutions of higher education in this State for the same fiscal year.

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

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

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

29 (5) In fiscal year 2021, the total amount of the aid provided under this
30 subtitle shall be \$69,624,905, to be allocated among the institutions that qualify under this
31 subtitle in proportion to the number of full-time equivalent students enrolled at each
32 institution during the fall semester of fiscal year 2020, as determined by the Maryland
33 Higher Education Commission.]

34 **(1) IN THIS SUBSECTION, "STATE'S GENERAL FUND PER FULL-TIME**
35 **EQUIVALENT STUDENT APPROPRIATION TO THE 4-YEAR PUBLIC INSTITUTIONS OF**
36 **HIGHER EDUCATION" SHALL BE CALCULATED USING THE:**

1 **(I) GENERAL FUND ACTUAL EXPENDITURES FOR THE SECOND**
 2 **PREVIOUS FISCAL YEAR; AND**

3 **(II) NUMBER OF STUDENT CREDIT HOURS PRODUCED IN THE**
 4 **FALL AND SPRING SEMESTERS IN THE SECOND PREVIOUS FISCAL YEAR DIVIDED BY**
 5 **30.**

6 **(2) IN FISCAL YEAR 2025 AND EACH FISCAL YEAR THEREAFTER, THE**
 7 **MARYLAND HIGHER EDUCATION COMMISSION SHALL COMPUTE THE AMOUNT OF**
 8 **THE ANNUAL APPORTIONMENT FOR EACH INSTITUTION THAT QUALIFIES UNDER**
 9 **THIS SUBTITLE BY MULTIPLYING THE NUMBER OF FULL-TIME EQUIVALENT**
 10 **UNDERGRADUATE STUDENTS ENROLLED AT THE INSTITUTION DURING THE FALL**
 11 **SEMESTER OF THE FISCAL YEAR PRECEDING THE FISCAL YEAR FOR WHICH THE AID**
 12 **APPORTIONMENT IS MADE, AS DETERMINED BY THE MARYLAND HIGHER**
 13 **EDUCATION COMMISSION, BY AN AMOUNT NOT LESS THAN ~~15.5%~~ ~~16.6%~~ 15.5% OF**
 14 **THE STATE'S GENERAL FUND PER FULL-TIME EQUIVALENT STUDENT**
 15 **APPROPRIATION TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN**
 16 **THIS STATE ~~FOR THE SAME FISCAL YEAR.~~**

17 (b) (1) Full-time equivalent students enrolled in seminarian or theological
 18 programs shall be excluded from the computation required by subsection (a) of this section.

19 (2) Full-time equivalent students enrolled in programs that are part of an
 20 agreement or contract with for-profit educational services entities shall be excluded from
 21 the computation required by subsection (a) of this section.

22 (c) Payments of State general funds under Subtitle 3 of this title shall be excluded
 23 from the computation required by subsection (a) of this section.

24 (d) For purposes of this section, the State's General Fund appropriation per
 25 full-time equivalent student to the 4-year public institutions of higher education in the
 26 State for a fiscal year shall include:

27 (1) Noncapital appropriations from the Higher Education Investment
 28 Fund; and

29 (2) Appropriations, regardless of where they are budgeted, designated for
 30 the general operation of 4-year public institutions of higher education in the State,
 31 including personnel-related appropriations.

32 Article – Health – General

33 ~~7-101.~~

34 ~~(a) In this title the following words have the meanings indicated.~~

1 ~~(b) “Administration” means the Developmental Disabilities Administration.~~

2 ~~(4) (1) “Individual directed and family directed goods and services” means~~
 3 ~~services, equipment, activities, or supplies for individuals who self-direct services that:~~

4 ~~(i) Relate to a need or goal identified in the person-centered plan of~~
 5 ~~service;~~

6 ~~(ii) Maintain or increase independence;~~

7 ~~(iii) Promote opportunities for community living and inclusion; and~~

8 ~~(iv) Are not available under another waiver service or services~~
 9 ~~provided under the State plan established in Subtitle 3 of this title.~~

10 ~~(2) “Individual directed and family directed goods and services” includes~~
 11 ~~all goods or services authorized by regulations adopted or guidance issued by the federal~~
 12 ~~Centers for Medicare and Medicaid Services under § 1915(c) of the Social Security Act.~~

13 ~~7-409.~~

14 ~~(c) (1) Subject to paragraph (2) of this subsection, the Administration may not~~
 15 ~~establish a limit on:~~

16 ~~(i) The dollar amount of individual directed and family directed~~
 17 ~~goods and services provided to a recipient; or~~

18 ~~(ii) The] THE number of hours of personal support services provided~~
 19 ~~to a recipient who receives self-directed services that:~~

20 ~~[1.] (I) Are necessary for the health and safety of the~~
 21 ~~recipient; and~~

22 ~~[2.] (II) Are authorized by regulations adopted or guidance~~
 23 ~~issued by the federal Centers for Medicare and Medicaid Services under § 1915(c) of the~~
 24 ~~Social Security Act.~~

25 ~~(2) A recipient may not receive services or supports in excess of the~~
 26 ~~recipient’s annual approved budget.~~

27 15-1004.

28 (a) There is a Senior Prescription Drug Assistance Program Fund.

29 (f) (1) Except as provided in paragraph (2) of this subsection, the Fund may
 30 be used only for the administration, operation, and activities of the Program.

1 (2) For fiscal year [2018 only] 2025 AND EACH FISCAL YEAR
 2 THEREAFTER, excess funds not required for the administration, operation, and activities
 3 of the Program may be used only to subsidize:

4 (i) The Kidney Disease Program under Title 13, Subtitle 3 of this
 5 article; or

6 (ii) The provision of mental health services to the uninsured under
 7 Title 10, Subtitle 2 of this article.

8 19-101.

9 *In this subtitle, "Commission" means the Maryland Health Care Commission.*

10 19-130.

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

12 (2) "Fund" means the Maryland Trauma Physician Services Fund.

13 (3) "Maryland Trauma Specialty Referral Centers" means:

14 (i) The Johns Hopkins Health System Burn Program;

15 (ii) The Eye Trauma Center at the Wilmer Eye Institute at The Johns
 16 Hopkins Hospital; and

17 (iii) The Curtis National Hand Center at Union Memorial Hospital.

18 (4) "REASONABLE COMPENSATION EQUIVALENT" MEANS THE
 19 LIMITATION ON THE COST ESTABLISHED BY THE CENTERS FOR MEDICARE AND
 20 MEDICAID SERVICES THAT A PROVIDER MAY CLAIM FOR COMPENSATION OF
 21 SERVICES.

22 [(4)] (5) "Rehabilitation hospital" means a facility classified as a special
 23 rehabilitation hospital as described in § 19-307 of this title that is affiliated with a trauma
 24 center by common ownership.

25 [(5)] (6) (i) "Trauma center" means a facility designated by the
 26 Maryland Institute for Emergency Medical Services Systems as:

27 1. The State primary adult resource center;

28 2. A Level I trauma center;

29 3. A Level II trauma center;

1 4. A Level III trauma center;

2 5. A pediatric trauma center; or

3 6. The Maryland Trauma Specialty Referral Centers.

4 (ii) “Trauma center” includes an out-of-state pediatric trauma center
5 that has entered into an agreement with the Maryland Institute for Emergency Medical
6 Services Systems.

7 **(7) “TRAUMA HEALTH CARE PRACTITIONER” MEANS A HEALTH CARE**
8 **PRACTITIONER LICENSED UNDER THE HEALTH OCCUPATIONS ARTICLE WHO**
9 **PROVIDES CARE IN A TRAUMA CENTER OR IN A REHABILITATION HOSPITAL TO**
10 **TRAUMA PATIENTS ON THE STATE TRAUMA REGISTRY AS DEFINED BY THE**
11 **MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS.**

12 ~~[(6)]~~ **(8) “Trauma physician” means a physician who provides care in a**
13 **trauma center or in a rehabilitation hospital to trauma patients on the State trauma registry**
14 **as defined by the Maryland Institute for Emergency Medical Services Systems.**

15 ~~[(7)]~~ **(9) “Uncompensated care” means care provided by a trauma**
16 **physician OR A TRAUMA HEALTH CARE PRACTITIONER to a trauma patient on the State**
17 **trauma registry who:**

18 (i) Has no health insurance, including Medicare Part B coverage;

19 (ii) Is not eligible for medical assistance coverage; and

20 (iii) Has not paid the trauma physician OR TRAUMA HEALTH CARE
21 PRACTITIONER for care provided by the trauma physician OR TRAUMA HEALTH CARE
22 PRACTITIONER, after documented attempts by the trauma physician OR TRAUMA HEALTH
23 CARE PRACTITIONER to collect payment.

24 (b) (1) There is a Maryland Trauma Physician Services Fund.

25 (2) The purpose of the Fund is to subsidize the documented costs:

26 (i) Of uncompensated care incurred by a trauma physician OR A
27 TRAUMA HEALTH CARE PRACTITIONER in providing trauma care to a trauma patient on
28 the State trauma registry;

29 (ii) Of undercompensated care incurred by a trauma physician OR A
30 TRAUMA HEALTH CARE PRACTITIONER in providing trauma care to an enrollee of the
31 Maryland Medical Assistance Program who is a trauma patient on the State trauma
32 registry;

1 (iii) Incurred by a trauma center to maintain trauma physicians
 2 on-call as required by the Maryland Institute for Emergency Medical Services Systems;

3 (iv) Incurred by the State primary adult resource center to maintain
 4 trauma surgeons, orthopedic surgeons, neurosurgeons, and anesthesiologists on-call and on
 5 standby as required by the Maryland Institute for Emergency Medical Services Systems; and

6 (v) Incurred by the Commission and the Health Services Cost Review
 7 Commission to administer the Fund and audit reimbursement requests to assure
 8 appropriate payments are made from the Fund.

9 (3) The Commission and the Health Services Cost Review Commission shall
 10 administer the Fund.

11 (4) The Fund is a special, nonlapsing fund that is not subject to § 7-302 of
 12 the State Finance and Procurement Article.

13 (5) Interest on and other income from the Fund shall be separately
 14 accounted for and credited to the Fund, and are not subject to § 6-226(a) of the State Finance
 15 and Procurement Article.

16 (c) The Fund consists of [motor]:

17 (1) MOTOR vehicle registration surcharges paid into the Fund in
 18 accordance with § 13-954(b)(2) of the Transportation Article;

19 (2) AT LEAST 20% OF THE FINES COLLECTED UNDER § 21-902(A)(1),
 20 (B)(2), (C)(2), AND (D)(1) OF THE TRANSPORTATION ARTICLE; AND

21 (3) ANY OTHER MONEY TRANSFERRED FROM THE GENERAL FUND OF
 22 THE STATE.

23 (d) (1) Disbursements from the Fund shall be made in accordance with a
 24 methodology established jointly by the Commission and the Health Services Cost Review
 25 Commission to calculate costs incurred by trauma physicians and trauma centers that are
 26 eligible to receive reimbursement under subsection (b) of this section.

27 (2) The Fund shall transfer to the Maryland Department of Health an
 28 amount sufficient to fully cover the State's share of expenditures for the costs of
 29 undercompensated care incurred by a trauma physician in providing trauma care to an
 30 enrollee of the Maryland Medical Assistance Program who is a trauma patient on the State
 31 trauma registry.

32 (3) The methodology developed under paragraph (1) of this subsection shall:

1 (i) Take into account:

2 1. The amount of uncompensated care provided by trauma
3 physicians;

4 2. The amount of undercompensated care attributable to the
5 treatment of Medicaid enrollees in trauma centers;

6 3. The cost of maintaining trauma physicians on-call;

7 4. The number of patients served by trauma physicians in
8 trauma centers;

9 5. The number of Maryland residents served by trauma
10 physicians in trauma centers; and

11 6. The extent to which trauma-related costs are otherwise
12 subsidized by hospitals, the federal government, and other sources; and

13 (ii) Include an incentive to encourage hospitals to continue to
14 subsidize trauma-related costs not otherwise included in hospital rates.

15 (4) The methodology developed under paragraph (1) of this subsection shall
16 use the following parameters to determine the amount of reimbursement made to trauma
17 physicians and trauma centers from the Fund:

18 (i) 1. The cost incurred by a Level II trauma center to maintain
19 trauma surgeons, orthopedic surgeons, and neurosurgeons on-call shall be reimbursed:

20 A. At a rate of up to [30%] 60% of the reasonable [cost
21 equivalents] COMPENSATION EQUIVALENT hourly rate for the specialty, inflated to the
22 current year by the physician compensation component of the Medicare economic index as
23 designated by the Centers for Medicare and Medicaid Services; and

24 B. For the minimum number of trauma physicians required
25 to be on-call, as specified by the Maryland Institute for Emergency Medical Services Systems
26 in its criteria for Level II trauma centers;

27 2. The cost incurred by a Level III trauma center to maintain
28 trauma surgeons, orthopedic surgeons, neurosurgeons, and anesthesiologists on-call shall
29 be reimbursed:

30 A. At a rate of up to [35%] 60% of the reasonable [cost
31 equivalents] COMPENSATION EQUIVALENT hourly rate for the specialty, inflated to the
32 current year by the physician compensation component of the Medicare economic index as
33 designated by the Centers for Medicare and Medicaid Services; and

1 B. For the minimum number of trauma physicians required
 2 to be on-call, as specified by the Maryland Institute for Emergency Medical Services Systems
 3 in its criteria for Level III trauma centers;

4 3. The cost incurred by a Level I trauma center or pediatric
 5 trauma center to maintain trauma surgeons, orthopedic surgeons, and neurosurgeons
 6 on-call when a post-graduate resident is attending in the trauma center shall be
 7 reimbursed:

8 A. At a rate of up to [30%] 60% of the reasonable [cost
 9 equivalents] COMPENSATION EQUIVALENT hourly rate for the specialty, inflated to the
 10 current year by the physician compensation component of the Medicare economic index as
 11 designated by the Centers for Medicare and Medicaid Services; and

12 B. When a post-graduate resident is [permitted]
 13 AUTHORIZED to be in the trauma center, as specified by the Maryland Institute for
 14 Emergency Medical Services Systems in its criteria for Level I trauma centers or pediatric
 15 trauma centers;

16 4. The cost incurred by a Maryland Trauma Specialty
 17 Referral Center to maintain trauma surgeons on-call in the specialty of the Center when a
 18 post-graduate resident is attending in the Center shall be reimbursed:

19 A. At a rate of up to [30%] 60% of the reasonable [cost
 20 equivalents] COMPENSATION EQUIVALENT hourly rate for the specialty, inflated to the
 21 current year by the physician compensation component of the Medicare economic index as
 22 designated by the Centers for Medicare and Medicaid Services; and

23 B. When a post-graduate resident is [permitted]
 24 AUTHORIZED to be in the Center, as specified by the Maryland Institute for Emergency
 25 Medical Services Systems in its criteria for a Maryland Trauma Specialty Referral Center;
 26 and

27 5. A. A Level II trauma center is eligible for a maximum
 28 of [24,500] 26,280 hours of trauma on-call per year;

29 B. A Level III trauma center is eligible for a maximum of
 30 35,040 hours of trauma on-call per year;

31 C. A Level I trauma center shall be eligible for a maximum of
 32 4,380 hours of trauma on-call per year;

33 D. A pediatric trauma center shall be eligible for a maximum
 34 of 4,380 hours of trauma on-call per year; and

1 E. A Maryland Trauma Specialty Referral Center shall be
 2 eligible for a maximum of 2,190 hours of trauma on-call per year;

3 (ii) The cost of undercompensated care incurred by a trauma
 4 physician in providing trauma care to enrollees of the Maryland Medical Assistance
 5 Program who are trauma patients on the State trauma registry shall be reimbursed at a rate
 6 of up to 100% of the Medicare payment for the service, minus any amount paid by the
 7 Maryland Medical Assistance Program;

8 (iii) The cost of uncompensated care incurred by a trauma physician
 9 in providing trauma care to trauma patients on the State trauma registry shall be
 10 reimbursed at a rate of 100% of the Medicare payment for the service, minus any recoveries
 11 made by the trauma physician for the care;

12 (iv) The Commission, in consultation with the Health Services Cost
 13 Review Commission, may establish a payment rate for uncompensated care incurred by a
 14 trauma physician in providing trauma care to trauma patients on the State trauma registry
 15 that is above 100% of the Medicare payment for the service if:

16 1. The Commission determines that increasing the payment
 17 rate above 100% of the Medicare payment for the service will address an unmet need in the
 18 State trauma system; and

19 2. The Commission reports on its intention to increase the
 20 payment rate to the Senate Finance Committee and the House Health and Government
 21 Operations Committee, in accordance with § 2-1257 of the State Government Article, at least
 22 60 days before any adjustment to the rate;

23 (v) The Commission shall develop guidelines for the reimbursement
 24 of the documented costs of the State primary adult resource center under subsection (b)(2)(iv)
 25 of this section; [and]

26 **(VI) THE COMMISSION, IN CONSULTATION WITH THE HEALTH**
 27 **SERVICES COST REVIEW COMMISSION, MAY CHANGE THE PERCENTAGE OF THE**
 28 **REASONABLE COMPENSATION EQUIVALENT PAID TO TRAUMA HOSPITALS IF:**

29 **1. THE COMMISSION DETERMINES THAT THE**
 30 **PROJECTED REVENUE TO BE COLLECTED IN THE FUND IS ADEQUATE TO SUPPORT**
 31 **THE PROPOSED INCREASE IN THE PERCENTAGE OF REASONABLE COMPENSATION**
 32 **EQUIVALENT INFLATED TO THE CURRENT YEAR BY THE PHYSICIAN COMPENSATION**
 33 **COMPONENT OF THE MEDICARE ECONOMIC INDEX; AND**

34 **2. THE COMMISSION REPORTS ON ITS INTENTION TO**
 35 **CHANGE THE PERCENTAGE OF REASONABLE COMPENSATION EQUIVALENT TO BE**
 36 **PAID FOR ON-CALL COSTS TO THE SENATE FINANCE COMMITTEE AND THE HOUSE**
 37 **HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, IN ACCORDANCE WITH §**

1 2-1257 OF THE STATE GOVERNMENT ARTICLE, AT LEAST 60 DAYS BEFORE ANY
 2 ADJUSTMENT TO THE ALLOWABLE HOURS;

3 (VII) THE COMMISSION, IN CONSULTATION WITH THE HEALTH
 4 SERVICES COST REVIEW COMMISSION, MAY CHANGE THE NUMBER OF ALLOWABLE
 5 HOURS OF TRAUMA ON-CALL EACH YEAR IF THE COMMISSION REPORTS ON ITS
 6 INTENTION TO CHANGE THE NUMBER OF ALLOWABLE HOURS TO THE SENATE
 7 FINANCE COMMITTEE AND THE HOUSE HEALTH AND GOVERNMENT OPERATIONS
 8 COMMITTEE, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT
 9 ARTICLE, AT LEAST 60 DAYS BEFORE ANY ADJUSTMENT TO THE ALLOWABLE HOURS;

10 (VIII) THE COMMISSION MAY MODIFY THE PERCENTAGE PAID FOR
 11 ON-CALL OUT OF THE MAXIMUM NUMBER OF HOURS ALLOWED FOR ON-CALL CARE
 12 NOT MORE THAN ONCE EACH YEAR; AND

13 [(vi)] (IX) The total reimbursement to emergency physicians from the
 14 Fund may not exceed \$300,000 annually.

15 (5) In order to receive reimbursement, a trauma physician OR A TRAUMA
 16 HEALTH CARE PRACTITIONER in the case of costs of uncompensated care under subsection
 17 (b)(2)(i) of this section, or a trauma center in the case of on-call costs under subsection
 18 (b)(2)(iii) of this section, shall apply to the Fund on a form and in a manner approved by the
 19 Commission and the Health Services Cost Review Commission.

20 (6) (i) The Commission and the Health Services Cost Review
 21 Commission shall adopt regulations that specify the information that trauma physicians,
 22 TRAUMA HEALTH CARE PRACTITIONERS, and trauma centers must submit to receive
 23 money from the Fund.

24 (ii) The information required shall include:

25 1. The name and federal tax identification number of the
 26 trauma physician rendering the service;

27 2. The date of the service;

28 3. Appropriate codes describing the service;

29 4. Any amount recovered for the service rendered;

30 5. The name of the trauma patient;

31 6. The patient's trauma registry number; and

32 7. Any other information the Commission and the Health
 33 Services Cost Review Commission consider necessary to disburse money from the Fund.

1 (iii) It is the intent of the General Assembly that trauma physicians,
2 TRAUMA HEALTH CARE PRACTITIONERS, and trauma centers shall cooperate with the
3 Commission and the Health Services Cost Review Commission by providing information
4 required under this paragraph in a timely and complete manner.

5 (e) (1) Except as provided in paragraph (2) of this subsection and
6 notwithstanding any other provision of law, expenditures from the Fund for costs incurred
7 in any fiscal year may not exceed revenues of the Fund.

8 (2) (i) The Commission, in consultation with the Health Services Cost
9 Review Commission and the Maryland Institute for Emergency Medical Services Systems,
10 shall develop a process for the award of grants to LEVEL I, Level II, and Level III trauma
11 centers [in the State to be used for equipment primarily used] in the delivery of trauma care.

12 (ii) 1. The Commission shall issue grants under this paragraph
13 from any balance carried over to the Fund from prior fiscal years.

14 2. The total amount of grants awarded under this paragraph
15 in a fiscal year may not exceed 10% of the balance remaining in the Fund at the end of the
16 fiscal year immediately prior to the fiscal year in which grants are awarded.

17 (iii) The process developed by the Commission for the award of grants
18 under this paragraph shall include:

19 1. Grant applications and review and selection criteria for the
20 award of grants;

21 2. Review by the Commission, if necessary, for any project
22 that exceeds certificate of need thresholds; and

23 3. Any other procedure determined necessary by the
24 Commission.

25 (iv) Before awarding grants under this subsection in a fiscal year, the
26 Commission shall report to the Senate Finance Committee and the House Health and
27 Government Operations Committee, in accordance with § 2-1257 of the State Government
28 Article, on the process that the Commission has developed for awarding grants in that fiscal
29 year.

30 (f) On or before November 1 of each year, the Commission and the Health Services
31 Cost Review Commission shall report to the General Assembly, in accordance with § 2-1257
32 of the State Government Article, on:

33 (1) The amount of money in the Fund on the last day of the previous fiscal
34 year;

1 (2) The amount of money applied for by trauma physicians, **TRAUMA**
 2 **HEALTH CARE PRACTITIONERS**, and trauma centers during the previous fiscal year;

3 (3) The amount of money distributed in the form of trauma physician,
 4 **TRAUMA HEALTH CARE PRACTITIONER**, and trauma center reimbursements during the
 5 previous fiscal year;

6 (4) Any recommendations for altering the manner in which trauma
 7 physicians, **TRAUMA HEALTH CARE PRACTITIONERS**, and trauma centers are reimbursed
 8 from the Fund;

9 (5) The costs incurred in administering the Fund during the previous fiscal
 10 year; [and]

11 (6) The amount that each hospital that participates in the Maryland
 12 trauma system and that has a trauma center contributes toward the subsidization of
 13 trauma-related costs for its trauma center;

14 (7) **THE AMOUNT THE HEALTH SERVICES COST REVIEW COMMISSION**
 15 **ALLOWED:**

16 (I) **IN HOSPITAL RATES FOR TRAUMA STANDBY;**

17 (II) **IN ALLOWABLE TRAUMA CENTER COSTS FOR REIMBURSING**
 18 **THE TRAUMA DIRECTOR AND TRAUMA STAFF;**

19 (III) **FOR MAINTAINING MARYLAND INSTITUTE FOR EMERGENCY**
 20 **MEDICAL SERVICES SYSTEMS TRAUMA PROTOCOLS;**

21 (IV) **FOR MAINTAINING SPECIALIZED TRAUMA STAFF;**

22 (V) **FOR PROCURING SPECIALIZED TRAUMA EQUIPMENT; AND**

23 (VI) **FOR PROVIDING TRAUMA EDUCATION AND TRAINING; AND**

24 (8) **ANY OTHER IMPROVEMENTS MADE BY TRAUMA CENTERS AS A**
 25 **RESULT OF THE INCREASED FUNDING.**

26 (G) **THE COMMISSION SHALL AWARD AN ANNUAL GRANT FROM THE FUND IN**
 27 **THE AMOUNT OF \$1,800,000 TO LEVEL I PEDIATRIC TRAUMA CENTERS AS FOLLOWS:**

28 (1) **\$900,000 TO JOHNS HOPKINS CHILDREN'S CENTER; AND**

29 (2) **\$900,000 TO CHILDREN'S NATIONAL MEDICAL CENTER.**

Article – Housing and Community Development

6–1101.

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

(b) “Program” means the Business Facade Improvement Program.

6–1102.

(e) For fiscal year 2025 and each fiscal year thereafter, the Governor shall include in the annual budget bill **OR THE CAPITAL BUDGET BILL** an appropriation of \$5,000,000 to the Program.

Article – Natural Resources

4–209.

(k) (1) FOR FISCAL YEARS 2023 AND 2024, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL A GENERAL FUND APPROPRIATION TO THE FISHERIES RESEARCH AND DEVELOPMENT FUND OF NOT LESS THAN \$1,794,000.

(2) Beginning in fiscal year ~~[2023]~~ **2026** and each fiscal year thereafter, the Governor shall include in the annual budget bill a General Fund appropriation to the Fisheries Research and Development Fund of not less than \$1,794,000.

~~5–307.~~

~~(a) In this section, “Fund” means the Mel Noland Woodland Incentives and Fellowship Fund.~~

~~(f) (1) The Fund consists of:~~

~~(i) As provided in § 13–306 of the Tax – Property Article, up to \$200,000 annually of the proceeds of the tax imposed by § 13–302 of the Tax – Property Article that are attributable to the taxation of instruments of writing that transfer title to parcels of land that are entirely woodland;~~

~~(ii) Revenues collected by the Department from the payment of charges imposed for Department assistance in implementation of an approved practice;~~

~~(iii) Money distributed from the Chesapeake and Atlantic Coastal Bays 2010 Trust Fund under § 8–2A–04 of this article;~~

~~(iv) Subject to approval by the Secretary and the Board of Public Works, a portion of the revenues derived from the forestry practices on designated lands~~

~~owned and managed by the Department, that are conducted in accordance with applicable State law and regulation; and~~

~~(v) Money appropriated to the Fund under paragraph (2) of this subsection.~~

~~(2) (I) For fiscal year 2024 [and each fiscal year thereafter], the Governor shall include in the annual budget bill an appropriation of \$1,000,000 to the Fund.~~

~~(II) FOR FISCAL YEAR 2025 AND EACH FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$500,000 TO THE FUND.~~

8-2A-02.

(a) There is a Chesapeake and Atlantic Coastal Bays 2010 Trust Fund.

~~(f) (4) (i) 1. IN FISCAL YEAR 2024, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$2,500,000 TO THE FUND, TO BE USED, SUBJECT TO THE REQUIREMENTS OF SUBPARAGRAPH (H) OF THIS PARAGRAPH, FOR TREE PLANTINGS ON PUBLIC AND PRIVATE LAND.~~

~~2. In each fiscal year from [2024] 2025 through 2031, inclusive, [the Governor shall include in the annual State budget an appropriation of \$2,500,000 to the Fund, to] \$2,500,000 FROM THE FUND SHALL be used, subject to the requirements of subparagraph (ii) of this paragraph, for tree plantings on public and private land.~~

~~Article Public Safety~~

~~4-1011.~~

(a) ~~In this section, "local law enforcement agency" means:~~

~~(1) a police department of a county or municipal corporation in the State;~~

~~(2) the office of the sheriff that provides a law enforcement function in a county or municipal corporation in the State.~~

~~(b) (1) For fiscal [years] YEAR 2024 [through 2026, each year], the Governor shall include in the annual budget bill an appropriation of \$2,000,000 for local law enforcement agencies to be used as grants for warrant apprehension efforts.~~

1 (III) SUBJECT TO PARAGRAPH (4) OF THIS SUBSECTION, THE
 2 TRANSPORTATION NETWORK COMPANY IMPACT FEE IS 50 CENTS FOR EACH SHARED
 3 PASSENGER TRIP.

4 (4) (I) 1. IN THIS SUBPARAGRAPH, "CONSUMER PRICE INDEX
 5 FOR ALL URBAN CONSUMERS" MEANS THE INDEX PUBLISHED MONTHLY BY THE
 6 BUREAU OF LABOR STATISTICS OF THE U.S. DEPARTMENT OF LABOR THAT IS THE
 7 U.S. CITY AVERAGE OF ALL ITEMS IN A BASKET OF CONSUMER GOODS AND SERVICES.

8 2. THE PERCENTAGE GROWTH IN THE CONSUMER PRICE
 9 INDEX FOR ALL URBAN CONSUMERS SHALL BE DETERMINED BY COMPARING THE
 10 AVERAGE OF THE INDEX FOR THE 12 MONTHS ENDING ON THE PRECEDING APRIL 30
 11 TO THE AVERAGE OF THE INDEX FOR THE PRIOR 12 MONTHS.

12 (II) THE TRANSPORTATION NETWORK COMPANY IMPACT FEE
 13 SHALL BE INCREASED ON JULY 1, 2028, AND ON JULY 1 EACH SUBSEQUENT YEAR IN
 14 ACCORDANCE WITH THIS PARAGRAPH.

15 (III) ON OR BEFORE JUNE 1 EACH YEAR, THE COMPTROLLER
 16 SHALL DETERMINE AND ANNOUNCE:

17 1. THE GROWTH IN THE CONSUMER PRICE INDEX FOR
 18 ALL URBAN CONSUMERS AS DETERMINED BY THE COMPTROLLER UNDER
 19 SUBPARAGRAPH (I) OF THIS PARAGRAPH; AND

20 2. THE TRANSPORTATION NETWORK COMPANY IMPACT
 21 FEE EFFECTIVE FOR THE FISCAL YEAR BEGINNING ON THE FOLLOWING JULY 1 AS
 22 DETERMINED BY THE COMPTROLLER UNDER SUBPARAGRAPH (IV) OF THIS
 23 PARAGRAPH.

24 (IV) SUBJECT TO SUBPARAGRAPH (V) OF THIS PARAGRAPH, ON
 25 JULY 1 EACH YEAR, THE TRANSPORTATION NETWORK COMPANY IMPACT FEE SHALL
 26 BE INCREASED BY THE AMOUNT, ROUNDED TO THE NEAREST ONE-TENTH OF A CENT,
 27 THAT EQUALS THE PRODUCT OF MULTIPLYING:

28 1. THE TRANSPORTATION NETWORK COMPANY IMPACT
 29 FEE IN EFFECT ON THE DATE OF THE COMPTROLLER'S ANNOUNCEMENT UNDER
 30 SUBPARAGRAPH (III) OF THIS PARAGRAPH; AND

31 2. THE PERCENTAGE GROWTH IN THE CONSUMER PRICE
 32 INDEX FOR ALL URBAN CONSUMERS.

1 (v) 1. IF THERE IS A DECLINE OR NO GROWTH IN THE
2 CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS, THE TRANSPORTATION
3 NETWORK COMPANY IMPACT FEE SHALL REMAIN UNCHANGED.

4 2. ANY INCREASE IN THE TRANSPORTATION NETWORK
5 COMPANY IMPACT FEE UNDER SUBPARAGRAPH (IV) OF THIS PARAGRAPH MAY NOT
6 BE GREATER THAN 8% OF THE TRANSPORTATION NETWORK COMPANY IMPACT FEE
7 EFFECTIVE IN THE PREVIOUS YEAR.

8 (C) (1) A TRANSPORTATION NETWORK COMPANY SHALL EITHER:

9 (I) COLLECT THE TRANSPORTATION NETWORK COMPANY
10 IMPACT FEE FROM A PASSENGER ON BEHALF OF A TRANSPORTATION NETWORK
11 OPERATOR; OR

12 (II) PAY THE TRANSPORTATION NETWORK COMPANY IMPACT
13 FEE ON BEHALF OF A PASSENGER.

14 (2) IF A TRANSPORTATION NETWORK COMPANY COLLECTS THE
15 TRANSPORTATION NETWORK COMPANY IMPACT FEE FROM THE PASSENGER:

16 (I) THE TRANSPORTATION NETWORK COMPANY IMPACT FEE
17 SHALL BE CHARGED IN ADDITION TO ANY OTHER TAX OR FEE; AND

18 (II) THE TRANSPORTATION NETWORK COMPANY SHALL SHOW
19 THE IMPACT FEE AS A SEPARATE LINE ITEM ON THE PASSENGER'S RECEIPT, INVOICE,
20 OR OTHER BILL OF SALE, DISTINCT FROM THE TRANSACTION PRICE AND ANY OTHER
21 TAX OR FEE IMPOSED.

22 (3) THE RECEIPT, INVOICE, OR OTHER BILL OF SALE SHALL LIST THE
23 IMPACT FEE AS "TRANSPORTATION NETWORK COMPANY IMPACT FEE".

24 (4) A TRANSPORTATION NETWORK COMPANY THAT PAYS THE
25 TRANSPORTATION NETWORK COMPANY IMPACT FEE ON BEHALF OF A PASSENGER
26 SHALL REMIT THE FEE TO THE COMPTROLLER AS IF THE FEE HAD BEEN COLLECTED
27 FROM THE PASSENGER ON THE DATE OF THE PASSENGER TRIP.

28 (D) (1) A TRANSPORTATION NETWORK COMPANY SHALL:

29 (I) REPORT THE TRANSPORTATION NETWORK COMPANY
30 IMPACT FEE ON A FORM PRESCRIBED BY THE COMPTROLLER; AND

31 (II) REMIT THE TRANSPORTATION NETWORK COMPANY IMPACT
32 FEE TO THE COMPTROLLER NOT LATER THAN 30 DAYS AFTER THE END OF A

1 CALENDAR QUARTER, OR AS OTHERWISE SPECIFIED BY THE COMPTROLLER IN
 2 REGULATIONS.

3 (2) FOR THE EXPENSE OF REPORTING AND REMITTING THE
 4 TRANSPORTATION NETWORK COMPANY FEE THE TRANSPORTATION NETWORK
 5 COMPANY MAY RETAIN THE LESSER OF 0.9% OF THE AMOUNT THE TRANSPORTATION
 6 NETWORK COMPANY REMITS UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION OR
 7 \$250.

8 (E) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE AUDIT,
 9 ASSESSMENT, LIABILITY FOR PAYMENT, REFUND, PENALTY, INTEREST,
 10 ENFORCEMENT, COLLECTION REMEDIES, APPEAL, AND ADMINISTRATIVE
 11 PROVISIONS THAT ARE APPLICABLE TO AN ASSESSMENT IMPOSED UNDER § 10-406
 12 OF THIS SUBTITLE APPLY TO THE TRANSPORTATION NETWORK COMPANY IMPACT
 13 FEE.

14 (F) (1) FROM THE TRANSPORTATION NETWORK COMPANY IMPACT FEE
 15 REVENUE, THE COMPTROLLER SHALL DISTRIBUTE THE AMOUNT NECESSARY TO PAY
 16 REFUNDS RELATING TO THE TRANSPORTATION NETWORK COMPANY IMPACT FEE TO
 17 A REFUND ACCOUNT.

18 (2) AFTER MAKING THE DISTRIBUTION REQUIRED UNDER
 19 PARAGRAPH (1) OF THIS SUBSECTION, THE COMPTROLLER SHALL DISTRIBUTE THE
 20 AMOUNT NECESSARY TO ADMINISTER THE TRANSPORTATION NETWORK COMPANY
 21 IMPACT FEE TO AN ADMINISTRATIVE COST ACCOUNT.

22 (3) AFTER MAKING THE DISTRIBUTIONS REQUIRED UNDER
 23 PARAGRAPHS (1) AND (2) OF THIS SUBSECTION, THE COMPTROLLER SHALL DEPOSIT
 24 THE BALANCE OF THE REVENUE FROM THE TRANSPORTATION NETWORK COMPANY
 25 IMPACT FEE IN THE TRANSPORTATION NETWORK COMPANY IMPACT FEE ACCOUNT
 26 IN THE TRANSPORTATION TRUST FUND.

27 (G) THE COMPTROLLER MAY ADOPT REGULATIONS OR OTHER
 28 REQUIREMENTS OR PROCEDURES TO CARRY OUT THIS SECTION, INCLUDING
 29 REQUIREMENTS AND PROCEDURES REGARDING THE ADMINISTRATION,
 30 COLLECTION, AND ENFORCEMENT OF THE TRANSPORTATION NETWORK COMPANY
 31 IMPACT FEE.

32 (H) THIS SECTION MAY NOT BE CONSTRUED TO HAVE ANY EFFECT ON AN
 33 ASSESSMENT IMPOSED UNDER § 10-406 OF THIS SUBTITLE.

34 Article – State Finance and Procurement

35 6–104.

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

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

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

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

12 (3) (i) Subject to subparagraph (ii) of this paragraph, for each fiscal
 13 year, if the Bureau's estimate of the share of General Fund revenues from nonwithholding
 14 income tax revenues is above the 10-year average share, the Bureau shall adjust the
 15 revenue estimate by reducing General Fund revenues from nonwithholding income tax
 16 revenues by an amount sufficient to align the estimated share of General Fund revenues
 17 from nonwithholding income tax revenues with the 10-year average share of General Fund
 18 revenues from nonwithholding income taxes.

19 (ii) The adjustment made under subparagraph (i) of this paragraph
 20 may not exceed the following percentage of total General Fund revenues or dollar value in
 21 a specified fiscal year:

- 22 1. 0.225% for fiscal year 2020;
- 23 2. \$0 for fiscal year 2021;
- 24 3. \$80,000,000 for fiscal year 2022;
- 25 4. \$100,000,000 for fiscal year 2023;
- 26 5. ~~\$120,000,000~~ \$0 for fiscal year 2024;
- 27 6. ~~[\$140,000,000]~~ \$100,000,000 ~~\$0~~ for fiscal ~~[year]~~ YEARS
 28 ~~2025 AND 2026; and 2025; AND~~
- 29 7. 2% for fiscal year ~~[2026]~~ 2027 and each fiscal year
 30 thereafter.

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

1 6-226.

2 (a) (2) (i) 1. THIS SUBPARAGRAPH DOES NOT APPLY IN FISCAL
3 YEARS 2024 THROUGH 2028.

4 2. Notwithstanding any other provision of law, and unless
5 inconsistent with a federal law, grant agreement, or other federal requirement or with the
6 terms of a gift or settlement agreement, net interest on all State money allocated by the
7 State Treasurer under this section to special funds or accounts, and otherwise entitled to
8 receive interest earnings, as accounted for by the Comptroller, shall accrue to the General
9 Fund of the State.

10 ~~7-115.~~

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

13 (b) ~~The Governor shall [provide] PUBLISH ONLINE budget books that include the~~
14 ~~information required in this section.~~

15 ~~7-311.~~

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

17 (2) ~~“Account” means the Revenue Stabilization Account.~~

18 (j) (1) ~~Except as provided in [paragraph] PARAGRAPHS (2) AND (3) of this~~
19 ~~subsection, for fiscal year 2007 and for each subsequent fiscal year, the Governor shall~~
20 ~~include in the budget bill an appropriation:~~

21 (i) ~~for fiscal year 2017, to the accumulation funds of the State~~
22 ~~Retirement and Pension System an amount, up to a maximum of \$50,000,000, that is equal~~
23 ~~to one half of the amount by which the unappropriated General Fund surplus as of June~~
24 ~~30 of the second preceding fiscal year exceeds \$10,000,000;~~

25 (ii) ~~for fiscal year 2020:~~

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

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

1 ~~(iii) for fiscal year 2021, to the Account in the amount of~~
2 ~~\$291,439,149;~~

3 ~~(iv) except as provided in item (v) of this paragraph, for fiscal year~~
4 ~~2022 and each fiscal year thereafter;~~

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

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

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

18 ~~(v) for fiscal year 2024;~~

19 ~~1. to the Maryland Equity Investment Fund established~~
20 ~~under § 10-487 of the Economic Development Article an amount, up to \$10,000,000, that~~
21 ~~is equal to 10% of the amount by which the unappropriated General Fund surplus as of~~
22 ~~June 30 of the second preceding fiscal year exceeds \$10,000,000;~~

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

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

31 ~~(2) The appropriation required under this subsection for any fiscal year~~
32 ~~may be reduced by the amount of any appropriation to the Account required to be included~~
33 ~~for that fiscal year under subsection (c) of this section.~~

34 ~~(3) THE REQUIREMENT FOR AN APPROPRIATION UNDER THIS~~
35 ~~SUBSECTION DOES NOT APPLY IN FISCAL YEAR 2025.~~

1 9–101.

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

3 (b) “Agency” means the State Lottery and Gaming Control Agency.

4 (d) “Director” means the Director of the Agency.

5 (g) “Licensed agent” means a person or governmental unit licensed by the
6 Director to act as a State lottery sales agent.

7 9–117.

8 (a) (1) A licensed agent shall receive regular commissions of [6%] ~~5.5%~~ 5.75%
9 of the licensed agent’s gross receipts from ticket sales.

10 (2) A licensed agent may further receive a cashing fee not to exceed [3%]
11 2% of valid prizes paid for services rendered in cashing winning tickets.

12 **Article – State Personnel and Pensions**

13 21–308.

14 (a) (1) On or before December 1 of each year, the Board of Trustees shall:

15 (i) certify to the Governor and the Secretary of Budget and
16 Management the rates to be used to determine the amounts to be paid by the State to the
17 accumulation fund of each of the several systems during the next fiscal year, including a
18 separate certification of the normal contribution rate for the Teachers’ Retirement System
19 and the Teachers’ Pension System; and

20 (ii) provide to the Secretary of Budget and Management a statement
21 of the total amount to be paid by the State as determined under § 21–304 of this subtitle to
22 the Teachers’ Retirement System and the Teachers’ Pension System expressed as a
23 percentage of the payroll of all members of those State systems.

24 (2) The Governor shall include in the budget bill:

25 (i) the total amount of the State’s contribution to each State system
26 as ascertained based on the rates certified by the Board of Trustees under paragraph (1) of
27 this subsection;

28 (ii) the additional amounts as ascertained under subsection (d) of
29 this section for the State’s payment to the professional and clerical employees of the
30 Department of Public Libraries of Montgomery County who are members of the Employees’

1 Retirement System of Montgomery County and are excluded from membership in the
 2 Teachers' Retirement System or the Teachers' Pension System; and

3 (iii) any additional amount required to be in the budget bill under §
 4 3-501(c)(2)(ii) of this article.

5 (3) [The amounts that the Governor is required to include in the budget
 6 bill under paragraph (2) of this subsection shall be reduced by the amount of administrative
 7 and operational expenses for the Board of Trustees and the State Retirement Agency that
 8 are to be paid by local employers under § 21-316 of this subtitle other than participating
 9 governmental units or employers who are required to make contributions under § 21-307
 10 of this subtitle.

11 (4) (i) For EACH OF fiscal [year] YEARS 2016 THROUGH 2024, in
 12 addition to the annual required contribution required under paragraph (2) of this
 13 subsection, the Governor shall include in the budget bill a supplemental contribution of
 14 \$75,000,000.

15 (ii) For fiscal year [2017] 2025 and each fiscal year thereafter, in
 16 addition to the annual required contribution required under paragraph (2) of this
 17 subsection, the Governor shall include in the budget bill a supplemental contribution of
 18 [\$75,000,000] \$50,000,000 until the total actuarial value of assets for the several systems
 19 divided by the total actuarial accrued liability for the several systems equals a funding ratio
 20 of 85%.

21 21-316.

22 (e) [(6) A participating governmental unit or employer required to make
 23 employer contributions under § 21-307 of this subtitle may deduct the payments required
 24 under this section from payments for employer contributions required under §§ 21-305
 25 through 21-307 of this subtitle.]

26 Article - Tax - General

27 2-606.

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

31 (h) [For fiscal year 2017 and each fiscal year thereafter,] IN EACH OF FISCAL
 32 YEARS 2026 THROUGH 2060, in addition to the amounts distributed under subsection (b)
 33 of this section, the Comptroller shall distribute \$10,000,000 of the remaining income tax
 34 revenue from individuals to the Local Reserve Account established to comply with this
 35 section TO REPAY THE \$350,000,000 TRANSFER TO THE EDUCATION TRUST FUND
 36 REQUIRED UNDER SUBSECTION (E) OF THIS SECTION.

1 10-402.1.

2 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
3 INDICATED.

4 (2) “COMBINED GROUP” MEANS A GROUP OF CORPORATIONS:

5 (I) THAT IS ENGAGED IN A UNITARY BUSINESS;

6 (II) IN WHICH MORE THAN 50% OF THE VOTING STOCK OF EACH
7 MEMBER IS DIRECTLY OR INDIRECTLY OWNED BY:

8 1. A COMMON OWNER OR COMMON OWNERS, EITHER
9 CORPORATE OR NONCORPORATE; OR

10 2. ONE OR MORE MEMBER CORPORATIONS OF THE
11 GROUP;

12 (III) THE MEMBERS OF WHICH ARE SUBJECT TO THE INCOME TAX
13 OR WOULD BE SUBJECT TO THE INCOME TAX IF DOING BUSINESS IN THE STATE; AND

14 (IV) CONSISTING OF ANY OTHER MEMBERS UNDER THE
15 CIRCUMSTANCES AND TO THE EXTENT PROVIDED IN REGULATIONS ADOPTED BY THE
16 COMPTROLLER TO PREVENT THE AVOIDANCE OF TAX OR TO REFLECT CLEARLY THE
17 INCOME OF ANY MEMBER OF THE COMBINED GROUP FOR ANY PERIOD.

18 (3) “COMBINED RETURN” MEANS A TAX RETURN FOR THE COMBINED
19 GROUP CONTAINING INFORMATION AS PROVIDED IN THIS SECTION OR OTHERWISE
20 REQUIRED BY THE COMPTROLLER.

21 (4) “UNITARY BUSINESS” MEANS A SINGLE ECONOMIC ENTERPRISE
22 THAT IS MADE EITHER OF SEPARATE PARTS OF A SINGLE BUSINESS ENTITY OR OF A
23 COMMONLY CONTROLLED GROUP OF BUSINESS ENTITIES THAT ARE SUFFICIENTLY
24 INTERDEPENDENT, INTEGRATED, AND INTERRELATED THROUGH THEIR ACTIVITIES
25 SO AS TO PROVIDE MUTUAL BENEFIT THAT PRODUCES A SHARING OR EXCHANGE OF
26 VALUE AMONG THEM AND A SIGNIFICANT FLOW OF VALUE TO THE SEPARATE PARTS.

27 (B) (1) THE TERM “UNITARY BUSINESS” SHALL BE CONSTRUED TO THE
28 BROADEST EXTENT ALLOWED UNDER THE U.S. CONSTITUTION.

29 (2) A BUSINESS CONDUCTED DIRECTLY OR INDIRECTLY BY ONE
30 CORPORATION IS A UNITARY BUSINESS WITH RESPECT TO THAT PORTION OF A
31 BUSINESS CONDUCTED BY ANOTHER CORPORATION THROUGH ITS DIRECT OR

1 INDIRECT INTEREST IN A PARTNERSHIP IF THE REQUIREMENTS OF SUBSECTION
2 (A)(4) OF THIS SECTION ARE SATISFIED, INCLUDING IF THERE IS SYNERGY AND AN
3 EXCHANGE AND FLOW OF VALUE BETWEEN THE TWO PARTS OF THE BUSINESS AND
4 THE TWO CORPORATIONS ARE MEMBERS OF THE SAME COMMONLY CONTROLLED
5 GROUP.

6 (3) A BUSINESS CONDUCTED BY A PARTNERSHIP SHALL BE TREATED
7 AS CONDUCTED BY ITS PARTNERS, WHETHER DIRECTLY HELD OR INDIRECTLY HELD
8 THROUGH A SERIES OF PARTNERSHIPS, TO THE EXTENT OF THE PARTNER'S
9 DISTRIBUTIVE SHARE OF THE PARTNERSHIP'S INCOME, REGARDLESS OF THE
10 PERCENTAGE OF THE PARTNER'S OWNERSHIP INTEREST OR ITS DISTRIBUTIVE OR
11 ANY OTHER SHARE OF PARTNERSHIP INCOME.

12 (C) (1) EXCEPT AS PROVIDED BY AND SUBJECT TO REGULATIONS
13 ADOPTED BY THE COMPTROLLER, FOR ALL TAXABLE YEARS BEGINNING AFTER
14 DECEMBER 31, 2027, A CORPORATION ENGAGED IN A UNITARY BUSINESS SHALL FILE
15 A COMBINED RETURN, REPORTING AND PAYING TAX ON WORLDWIDE TAXABLE
16 INCOME AS A COMBINED GROUP, REFLECTING THE AGGREGATE INCOME TAX
17 LIABILITY OF ALL MEMBERS OF THE COMBINED GROUP THAT ARE ENGAGED IN A
18 UNITARY BUSINESS.

19 (2) THE TAXABLE INCOME OF A CORPORATION REQUIRED TO FILE
20 UNDER § 10-811(A)(2) OF THIS TITLE IS EQUAL TO THE COMBINED GROUP'S
21 MARYLAND MODIFIED INCOME AS ADJUSTED UNDER SUBSECTION (D)(3) OF THIS
22 SECTION.

23 (D) (1) THE MARYLAND MODIFIED INCOME OF THE COMBINED GROUP
24 EQUALS THE PRODUCT OF:

25 (I) THE COMBINED GROUP'S APPORTIONABLE MARYLAND
26 MODIFIED INCOME, AS DETERMINED UNDER PARAGRAPH (2) OF THIS SUBSECTION
27 AND ADJUSTED UNDER PARAGRAPH (3) OF THIS SUBSECTION; AND

28 (II) THE COMBINED GROUP'S MARYLAND APPORTIONMENT
29 FACTOR, AS DETERMINED UNDER PARAGRAPH (4) OF THIS SUBSECTION.

30 (2) (I) SUBJECT TO SUBPARAGRAPHS (II) THROUGH (IV) OF THIS
31 PARAGRAPH, THE APPORTIONABLE MARYLAND MODIFIED INCOME OF THE
32 COMBINED GROUP EQUALS THE SUM OF THE CORPORATION'S AND EACH MEMBER'S
33 MARYLAND MODIFIED INCOME.

34 (II) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS
35 SUBPARAGRAPH, FOR ANY MEMBER INCORPORATED IN THE UNITED STATES OR
36 INCLUDED IN A CONSOLIDATED FEDERAL CORPORATE INCOME TAX RETURN, THE

1 INCOME TO BE INCLUDED IN THE TOTAL APPORTIONABLE INCOME OF THE COMBINED
2 GROUP IS THE MARYLAND MODIFIED INCOME AS CALCULATED UNDER § 10-304 OF
3 THIS TITLE.

4 2. THE INCOME OF EACH MEMBER SHALL BE
5 CALCULATED ON A SEPARATE RETURN BASIS AS IF THE MEMBER WERE NOT
6 CONSOLIDATED FOR FEDERAL INCOME TAX PURPOSES.

7 (III) 1. FOR ANY MEMBER NOT INCLUDED UNDER
8 SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE INCOME TO BE INCLUDED IN THE
9 TOTAL INCOME OF THE COMBINED GROUP IS DETERMINED AS PROVIDED UNDER
10 THIS SUBPARAGRAPH.

11 2. A PROFIT AND LOSS STATEMENT SHALL BE PREPARED
12 FOR EACH FOREIGN BRANCH OR CORPORATION IN THE CURRENCY IN WHICH THE
13 BOOKS OF ACCOUNT OF THE BRANCH OR CORPORATION ARE REGULARLY
14 MAINTAINED.

15 3. THE PROFIT AND LOSS STATEMENT SHALL BE
16 ADJUSTED TO CONFORM TO GENERALLY ACCEPTED ACCOUNTING PRINCIPLES AS
17 ADOPTED BY THE U.S. FINANCIAL ACCOUNTING STANDARDS BOARD FOR THE
18 PREPARATION OF THE PROFIT AND LOSS STATEMENTS, EXCEPT AS MODIFIED BY
19 REGULATION.

20 4. EXCEPT AS OTHERWISE PROVIDED BY REGULATION,
21 THE PROFIT AND LOSS STATEMENT OF EACH MEMBER OF THE COMBINED GROUP,
22 AND THE APPORTIONMENT FACTORS RELATED TO EACH STATEMENT, WHETHER
23 UNITED STATES OR FOREIGN, SHALL BE TRANSLATED INTO THE CURRENCY IN
24 WHICH THE PARENT COMPANY MAINTAINS ITS BOOKS AND RECORDS.

25 5. INCOME APPORTIONED TO THE STATE SHALL BE
26 EXPRESSED IN UNITED STATES DOLLARS.

27 (IV) IF A UNITARY BUSINESS INCLUDES INCOME FROM A
28 PARTNERSHIP, THE INCOME TO BE INCLUDED IN THE TOTAL INCOME OF THE
29 COMBINED GROUP EQUALS THE DIRECT AND INDIRECT DISTRIBUTIVE SHARE OF THE
30 PARTNERSHIP'S UNITARY BUSINESS INCOME ALLOCATED TO ANY MEMBER OF THE
31 COMBINED GROUP.

32 (3) THE COMBINED GROUP'S APPORTIONABLE MARYLAND MODIFIED
33 INCOME SHALL BE ADJUSTED TO ELIMINATE INTERCOMPANY TRANSACTIONS AS
34 DETERMINED UNDER THE INTERNAL REVENUE CODE.

1 (4) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE
2 COMBINED GROUP'S MARYLAND APPORTIONMENT FACTOR IS A FRACTION:

3 1. THE NUMERATOR OF WHICH IS THE SUM OF THE
4 CORPORATION'S AND EACH MEMBER'S MARYLAND FACTORS UNDER § 10-402 OF
5 THIS SUBTITLE; AND

6 2. THE DENOMINATOR OF WHICH IS THE SUM OF THE
7 CORPORATION'S AND EACH MEMBER'S FACTORS UNDER § 10-402 OF THIS SUBTITLE.

8 (II) THE APPORTIONMENT FACTORS OF PASS-THROUGH ENTITY
9 MEMBERS ARE INCLUDED IN THE NUMERATOR UNDER SUBPARAGRAPH (I)1 OF THIS
10 PARAGRAPH AND THE DENOMINATOR UNDER SUBPARAGRAPH (I)2 OF THIS
11 PARAGRAPH TO THE EXTENT OF THE CORPORATION'S DIRECT AND INDIRECT
12 DISTRIBUTIVE SHARE OF THAT ENTITY.

13 (E) (1) THE COMPTROLLER SHALL ADOPT REGULATIONS THAT ARE
14 NECESSARY AND APPROPRIATE TO CARRY OUT THIS SECTION.

15 (2) THE REGULATIONS ADOPTED BY THE COMPTROLLER SHALL BE
16 CONSISTENT WITH THE "PRINCIPLES FOR DETERMINING THE EXISTENCE OF A
17 UNITARY BUSINESS" (REG. IV.1.(B)) OF THE MODEL GENERAL ALLOCATION AND
18 APPORTIONMENT REGULATIONS, AS ADOPTED BY THE MULTISTATE TAX
19 COMMISSION.

20 10-811.

21 (A) [Each] FOR ALL TAXABLE YEARS BEGINNING BEFORE JANUARY 1, 2028,
22 EACH member of an affiliated group of corporations shall file a separate income tax return.

23 (B) (1) EXCEPT AS PROVIDED BY AND SUBJECT TO REGULATIONS
24 ADOPTED BY THE COMPTROLLER, FOR ALL TAXABLE YEARS BEGINNING AFTER
25 DECEMBER 31, 2027, AN AFFILIATED GROUP OF CORPORATIONS ENGAGED IN A
26 UNITARY BUSINESS SHALL FILE A COMBINED INCOME TAX RETURN REFLECTING THE
27 AGGREGATE INCOME TAX LIABILITY OF ALL THE MEMBERS OF THE AFFILIATED
28 GROUP THAT ARE ENGAGED IN A UNITARY BUSINESS.

29 (2) THE RETURN REQUIRED UNDER PARAGRAPH (1) OF THIS
30 SUBSECTION SHALL INCLUDE THE INCOME AND APPORTIONMENT FACTORS
31 DETERMINED UNDER § 10-402.1(D) OF THIS TITLE, AND ANY OTHER INFORMATION
32 REQUIRED BY THE COMPTROLLER, FOR ALL MEMBERS OF THE COMBINED GROUP
33 WHEREVER LOCATED OR DOING BUSINESS.

1 **(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS**
2 **PARAGRAPH, THE COMBINED RETURN SHALL BE FILED UNDER THE NAME AND**
3 **FEDERAL EMPLOYER IDENTIFICATION NUMBER OF THE PARENT CORPORATION IF**
4 **THE PARENT IS A MEMBER OF THE COMBINED GROUP.**

5 **(II) IF THERE IS NO PARENT CORPORATION OR IF THE PARENT**
6 **IS NOT A MEMBER OF THE COMBINED GROUP, THE MEMBERS OF THE COMBINED**
7 **GROUP SHALL CHOOSE A MEMBER TO FILE THE RETURN.**

8 **(III) THE FILING MEMBER UNDER SUBPARAGRAPH (I) OR (II) OF**
9 **THIS PARAGRAPH SHALL CONTINUE TO FILE THE COMBINED RETURN UNLESS THE**
10 **FILING MEMBER IS NO LONGER THE PARENT CORPORATION OR NO LONGER A**
11 **MEMBER OF THE COMBINED GROUP.**

12 **(4) THE RETURN SHALL BE SIGNED BY A RESPONSIBLE OFFICER OF**
13 **THE FILING MEMBER ON BEHALF OF THE COMBINED GROUP MEMBERS.**

14 **(5) MEMBERS OF THE COMBINED GROUP ARE JOINTLY AND**
15 **SEVERALLY LIABLE FOR THE TAX LIABILITY OF THE COMBINED GROUP INCLUDED IN**
16 **THE COMBINED RETURN.**

17 **(C) (1) THE COMPTROLLER MAY, BY REGULATION, REQUIRE THAT THE**
18 **COMBINED RETURN REQUIRED UNDER SUBSECTION (B) OF THIS SECTION INCLUDE**
19 **THE INCOME AND ASSOCIATED APPORTIONMENT FACTORS OF ENTITIES THAT ARE**
20 **NOT INCLUDED IN THE COMBINED REPORT BUT THAT ARE MEMBERS OF A UNITARY**
21 **BUSINESS IN ORDER TO REFLECT PROPER APPORTIONMENT OF INCOME OF THE**
22 **ENTIRE UNITARY BUSINESS.**

23 **(2) IF THE COMPTROLLER DETERMINES THAT THE REPORTED**
24 **INCOME OR LOSS OF A TAXPAYER ENGAGED IN A UNITARY BUSINESS WITH A MEMBER**
25 **NOT INCLUDED IN THE COMBINED GROUP REPRESENTS AN AVOIDANCE OR EVASION**
26 **OF TAX, THE COMPTROLLER MAY, ON A CASE-BY-CASE BASIS, REQUIRE THAT ALL OR**
27 **PART OF THE INCOME AND ASSOCIATED APPORTIONMENT FACTORS OF THE MEMBER**
28 **BE INCLUDED IN THE TAXPAYER'S COMBINED RETURN.**

29 **(3) THE COMPTROLLER MAY REQUIRE:**

30 **(I) THE EXCLUSION OF ONE OR MORE FACTORS, THE INCLUSION**
31 **OF ONE OR MORE ADDITIONAL FACTORS, OR THE EMPLOYMENT OF ANY OTHER**
32 **METHOD THAT WILL FAIRLY REPRESENT THE TAXPAYER'S BUSINESS IN THE STATE;**
33 **OR**

34 **(II) THE EMPLOYMENT OF ANY OTHER METHOD TO EFFECTUATE**
35 **A PROPER REFLECTION OF THE TOTAL AMOUNT OF INCOME SUBJECT TO**

1 APPORTIONMENT AND AN EQUITABLE ALLOCATION AND APPORTIONMENT OF THE
 2 COMBINED GROUP'S OR ITS MEMBERS' INCOME.

14
cont

3 (D) THE COMPTROLLER SHALL ADOPT REGULATIONS THAT ARE NECESSARY
 4 AND APPROPRIATE TO CARRY OUT THIS SECTION.

5 11-101.

6 (l) (3) "Taxable price" does not include:

7 (ii) the value of a used component or part (core value) received from a
 8 purchaser of the following remanufactured truck parts:

9 1. an air brake system;

10 2. an engine;

11 3. a rear axle carrier; or

12 4. a transmission; [or]

13 (iii) a charge for a nontaxable service that is made in connection with
 14 a sale of a taxable communication service, even if the nontaxable charges are aggregated
 15 with and not separately stated from the taxable charges for communications services, if the
 16 vendor can reasonably identify charges not subject to tax from its books and records that are
 17 kept in the regular course of business; OR

15
cont

18 (IV) A TRANSPORTATION NETWORK COMPANY IMPACT FEE
 19 IMPOSED UNDER § 10-408 OF THE PUBLIC UTILITIES ARTICLE.

20 **Article – Transportation**

21 3-215.

22 (a) (1) For the purpose of paying the principal of and interest on consolidated
 23 transportation bonds as they become due and payable, there is hereby levied and imposed
 24 an annual tax that consists of the taxes specified in this section and, to the extent necessary
 25 and except as otherwise provided in this subsection, that shall be used and applied
 26 exclusively for that purpose.

16

27 (2) The required use and application of the tax under paragraph (1) of this
 28 subsection is subject only to the prior use and application of one or all or any combination
 29 of the taxes specified in this section to meet the debt service on all of the following bonds
 30 while they are outstanding and unpaid and to the payment of which any part of those taxes
 31 has been pledged:

1 (i) Bonds of prior issues; and

2 (ii) Bonds of any series of county transportation bonds issued under
3 Subtitle 3 of this title.

4 (b) The tax levied and imposed by this section consists of that part of the following
5 taxes that are retained to the credit of the Department after distributions to the political
6 subdivisions:

7 (1) The motor fuel tax revenue distributed under §§ 2-1103(2), 2-1103(3),
8 and 2-1104(a)(3) of the Tax – General Article;

9 (2) The motor fuel tax revenue attributable to the sales and use tax
10 equivalent rate imposed under § 9-306 of the Tax – General Article and distributed under §
11 2-1103(4) of the Tax – General Article;

12 (3) The income tax revenue distributed under § 2-614 of the Tax – General
13 Article;

14 (4) The excise tax imposed on vehicles by Part II of Title 13, Subtitle 8 of
15 this article; [and]

16 (5) The sales and use tax revenues distributed under §
17 2-1302.1 of the Tax – General Article; AND

18 **(6) THE TRANSPORTATION NETWORK COMPANY IMPACT FEE**
19 **REVENUES ALLOCATED UNDER § 3-216(D)(5)(I)1 OF THIS SUBTITLE.**

20 (c) As long as any consolidated transportation bonds are outstanding and unpaid,
21 and except as provided in § 3-104 of this title, there shall be deposited and maintained in a
22 sinking fund to be maintained by the State Treasurer to secure the payment of the principal
23 of and interest on the bonds, annually or more often, as received, so much of the proceeds of
24 the tax levied and imposed under this section, together with all other funds received by the
25 Department and credited to the Transportation Trust Fund, as are necessary to maintain in
26 the sinking fund a sum equal to the amount required to pay the principal of and interest on
27 the outstanding and unpaid bonds that will become due and payable in the current calendar
28 year and the next succeeding calendar year.

29 (d) The tax levied and imposed by this section is irrevocably pledged to the payment
30 of the principal of and interest on consolidated transportation bonds as they become due and
31 payable, and no part of the tax or other funds applicable to debt service on the bonds may be
32 repealed, diminished, or applied to any other purpose until:

33 (1) The bonds and the interest on them have become due and fully paid; or

34 (2) Adequate and complete provision for payment of the principal and
35 interest has been made.

1 (e) (1) In this subsection “government obligations” means direct obligations of,
 2 or obligations the principal of and interest on which are unconditionally guaranteed by the
 3 United States of America.

4 (2) Adequate and complete provision for payment of the principal and
 5 interest of any issue or series of consolidated transportation bonds may be made by the
 6 Secretary and the State Treasurer by making a transfer of government obligations from the
 7 Transportation Trust Fund to the State Treasurer or to a bank or trust company as escrow
 8 fund agent in an amount which, together with the income due thereon, will be sufficient to
 9 pay in full when due the maturing principal of and interest on the consolidated
 10 transportation bonds.

11 (3) To the extent that adequate and complete provision has been made for
 12 the payment of consolidated transportation bonds under this title those bonds shall no longer
 13 be deemed to be outstanding and unpaid under this title.

14 3-216.

15 (a) There is a Transportation Trust Fund for the Department.

16 (c) (2) (i) The Gasoline and Motor Vehicle Revenue Account, the Driver
 17 Education Account, [and] the Motorcycle Safety Program Account, AND THE
 18 TRANSPORTATION NETWORK COMPANY IMPACT FEE ACCOUNT shall be maintained
 19 in the Transportation Trust Fund.

20 (d) (5) (I) THE DEPARTMENT SHALL ALLOCATE THE FUNDS IN THE
 21 TRANSPORTATION NETWORK COMPANY IMPACT FEE ACCOUNT FOR THE
 22 FOLLOWING PURPOSES, IN THE MANNER THE DEPARTMENT DETERMINES IS
 23 APPROPRIATE:

24 1. CAPITAL NEEDS IDENTIFIED IN THE ASSESSMENT
 25 CONDUCTED UNDER § 7-309 OF THIS ARTICLE; AND

26 2. DISTRIBUTION TO COUNTIES AND MUNICIPALITIES
 27 FOR THE PURPOSES SPECIFIED IN § 8-408 OF THIS ARTICLE.

28 (II) IF ANY FUNDS REMAIN IN THE TRANSPORTATION NETWORK
 29 COMPANY IMPACT FEE ACCOUNT AFTER THE ALLOCATIONS UNDER SUBPARAGRAPH
 30 (I) OF THIS PARAGRAPH, THE DEPARTMENT SHALL ALLOCATE THE REMAINING FUND
 31 BALANCE TO THE LOCALLY OPERATED TRANSIT SYSTEM GRANT PROGRAM UNDER
 32 § 4-322 OF THIS ARTICLE.

33 7-101.

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

2 (b) “Administration” means the Maryland Transit Administration.

3 ~~7-205.~~

4 (c) (1) ~~For each of fiscal years 2020 through 2022, the Governor shall include~~
 5 ~~in the State budget an appropriation for the capital needs of the Administration of at least~~
 6 ~~\$29,100,000 from the revenues available for the State capital program in the~~
 7 ~~Transportation Trust Fund.~~

8 (2) ~~Subject to paragraph (3) of this subsection, the Governor shall include~~
 9 ~~in the State budget an appropriation for the state of good repair needs of the Administration~~
 10 ~~in the following amounts from the revenues available for the State capital program in the~~
 11 ~~Transportation Trust Fund:~~

12 (i) ~~For fiscal year 2023, at least \$402,037,183;~~

13 (ii) ~~For fiscal year 2024, at least \$502,081,501;~~

14 (iii) ~~For fiscal year 2025, at least [\$450,000,000] \$439,013,282;~~

15 (iv) ~~For fiscal year 2026, at least \$450,000,000;~~

16 (v) ~~For fiscal year 2027, at least \$450,000,000;~~

17 (vi) ~~For fiscal year 2028, at least \$450,000,000; and~~

18 (vii) ~~For fiscal year 2029, at least \$318,558,000.~~

19 7-406.

20 (c) (1) Except as provided in paragraph (2) of this subsection, beginning in
 21 fiscal year [2023, the Administration may not enter into a contract to purchase buses for]
 22 **2025, AT LEAST 25% OF** the Administration’s State transit bus fleet [that are not]
 23 **PURCHASES SHALL BE** zero-emission buses.

24 (2) If the Administration determines that [no available zero-emission bus
 25 meets the performance requirements for a particular use] **A SUFFICIENT NUMBER OF**
 26 **ZERO-EMISSION BUSES OR NECESSARY ELECTRIC VEHICLE SUPPLY EQUIPMENT**
 27 **THAT MEET THE ADMINISTRATION’S PERFORMANCE AND CONTRACTUAL**
 28 **REQUIREMENTS ARE NOT COMMERCIALY AVAILABLE IN A PARTICULAR YEAR,** the
 29 Administration may purchase [an alternative-fuel bus for that use] **CLEAN DIESEL BUSES**
 30 **TO ENSURE THAT AN APPROPRIATE NUMBER OF BUSES ARE PURCHASED EACH YEAR**
 31 **TO MAINTAIN THE STATE TRANSIT BUS FLEET.**

1 ~~§ 403.~~

2 ~~(b) Subject to subsection (c) of this section, capital grants shall be appropriated~~
3 ~~from the Transportation Trust Fund as provided in § 3-216 of this article based on the~~
4 ~~following calculations:~~

5 ~~(1) For fiscal year 2024:~~

6 ~~(i) An amount equal to 9.5% of funds credited to the Gasoline and~~
7 ~~Motor Vehicle Revenue Account shall be appropriated to Baltimore City;~~

8 ~~(ii) An amount equal to 3.7% of funds credited to the Gasoline and~~
9 ~~Motor Vehicle Revenue Account shall be appropriated to the counties to be distributed as~~
10 ~~provided in § 8-404 of this subtitle; and~~

11 ~~(iii) An amount equal to 2.4% of funds credited to the Gasoline and~~
12 ~~Motor Vehicle Revenue Account shall be appropriated to the municipalities to be~~
13 ~~distributed as provided in § 8-405 of this subtitle;~~

14 ~~(2) For fiscal year 2025:~~

15 ~~(i) An amount equal to 11% of funds credited to the Gasoline and~~
16 ~~Motor Vehicle Revenue Account shall be appropriated to Baltimore City;~~

17 ~~(ii) An amount equal to 4.3% of funds credited to the Gasoline and~~
18 ~~Motor Vehicle Revenue Account shall be appropriated to the counties to be distributed as~~
19 ~~provided in § 8-404 of this subtitle; and~~

20 ~~(iii) An amount equal to 2.7% of funds credited to the Gasoline and~~
21 ~~Motor Vehicle Revenue Account shall be appropriated to the municipalities to be~~
22 ~~distributed as provided in § 8-405 of this subtitle; AND~~

23 ~~(3) [For fiscal year 2026:~~

24 ~~(i) An amount equal to 12.2% of funds credited to the Gasoline and~~
25 ~~Motor Vehicle Revenue Account shall be appropriated to Baltimore City;~~

26 ~~(ii) An amount equal to 4.8% of funds credited to the Gasoline and~~
27 ~~Motor Vehicle Revenue Account shall be appropriated to the counties to be distributed as~~
28 ~~provided in § 8-404 of this subtitle; and~~

29 ~~(iii) An amount equal to 3.0% of funds credited to the Gasoline and~~
30 ~~Motor Vehicle Revenue Account shall be appropriated to the municipalities to be~~
31 ~~distributed as provided in § 8-405 of this subtitle;~~

32 ~~(4) For fiscal year 2027:~~

~~(i) An amount equal to 12.2% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to Baltimore City;~~

~~(ii) An amount equal to 4.8% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to the counties to be distributed as provided in § 8-404 of this subtitle; and~~

~~(iii) An amount equal to 3.0% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to the municipalities to be distributed as provided in § 8-405 of this subtitle; and~~

~~(5) For fiscal year [2028] 2026 and each fiscal year thereafter:~~

~~(i) An amount equal to 9.5% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to Baltimore City;~~

~~(ii) An amount equal to 3.7% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to the counties to be distributed as provided in § 8-404 of this subtitle; and~~

~~(iii) An amount equal to 2.4% of funds credited to the Gasoline and Motor Vehicle Revenue Account shall be appropriated to the municipalities to be distributed as provided in § 8-405 of this subtitle.~~

11-101.

In the Maryland Vehicle Law, the following words have the meanings indicated, unless the context requires otherwise.

11-102.

“Administration” means the Motor Vehicle Administration.

11-103.

“Administrator” means the Motor Vehicle Administrator.

11-125.1.

“Fuel cell electric vehicle” means a motor vehicle that:

(1) Is made by a manufacturer;

(2) Is manufactured primarily for use on public streets, roads, and highways;

(3) Is rated at not more than 8,500 pounds unloaded gross weight;

1 (4) Has a maximum speed capability of at least 55 miles per hour;

2 (5) Is powered entirely by electricity, produced by combining hydrogen and
3 oxygen, that runs the motor;

4 (6) Has an operating range of at least 100 miles; and

5 (7) Produces only water vapor and heat as by-products.

6 11-145.1.

7 (a) “Plug-in electric drive vehicle” means a motor vehicle that:

8 (1) Is made by a manufacturer;

9 (2) Is manufactured primarily for use on public streets, roads, and
10 highways;

11 (3) Is rated at not more than 8,500 pounds unloaded gross vehicle weight;

12 (4) Has a maximum speed capability of at least 55 miles per hour; and

13 (5) Is propelled to a significant extent by an electric motor that draws
14 electricity from a battery that:

15 (i) Has a capacity of not less than 4 kilowatt-hours for 4-wheeled
16 motor vehicles and not less than 2.5 kilowatt-hours for 2-wheeled or 3-wheeled motor
17 vehicles; and

18 (ii) Is capable of being recharged from an external source of
19 electricity.

20 (b) “Plug-in electric drive vehicle” includes a qualifying vehicle that has been
21 modified from original manufacturer specifications.

22 12-118.

23 (a) Except as specifically provided by law, all money received under the Maryland
24 Vehicle Law shall be accounted for and remitted to the State Comptroller.

25 (c) (1) Except as provided in paragraph (2) of this subsection, notwithstanding
26 any other law and in addition to any other exceptions provided by law, all costs, fines,
27 penalties, and forfeitures received by or paid to the District Court under the Maryland
28 Vehicle Law shall be collected and remitted as provided in the Courts Article.

1 (2) The Comptroller shall distribute revenue from the civil fines collected
 2 through use of a work zone speed control system CONTROLLED BY A STATE AGENCY under
 3 § 21-810 of this article to a special fund, to be used only as provided in subsection (e) of this
 4 section.

5 (e) Money in the special fund established under subsection (c)(2) of this section:

6 (1) Shall be distributed first to the Department of State Police and the State
 7 Highway Administration to cover the costs of implementing and administering work zone
 8 speed control systems; [and]

9 (2) After the distribution under item (1) of this subsection, 25% OF ANY
 10 REMAINING BALANCE shall be distributed to the Department of State Police to be used only
 11 for the purchase of replacement vehicles and related motor vehicle equipment used to outfit
 12 police vehicles; AND

13 (3) AFTER THE DISTRIBUTIONS UNDER ITEMS (1) AND (2) OF THIS
 14 SUBSECTION, THE REMAINING BALANCE SHALL BE DISTRIBUTED TO THE
 15 TRANSPORTATION TRUST FUND FOR:

16 (I) HIGHWAY AND WORK ZONE SAFETY PURPOSES; AND

17 (II) STATE HIGHWAY ADMINISTRATION SYSTEM
 18 PRESERVATION.

19 13-410.

20 (e) (1) During subsequent registration years, the Administrator may order the
 21 continued use of registration plates that are valid during any current registration year[,
 22 and, after so doing, the Administrator shall issue, at the time a vehicle's registration is
 23 renewed, a validation tab to evidence payment of the vehicle's annual registration fee].

24 (2) [The tab shall be displayed on the plates of the vehicle in the manner
 25 that the Administrator requires.

26 (3) The Administrator from time to time shall evaluate the condition of
 27 registration plates issued under this title and may provide for the manufacture and issuance
 28 of new registration plates. These new registration plates shall be issued [and subsequently
 29 validated] in the manner required by this subtitle.

30 13-411.

31 (d) Except as otherwise expressly permitted by the Maryland Vehicle Law, as to
 32 any vehicle required to be registered under this title, a person may not drive the vehicle on

1 any highway in this State, unless there is attached to the vehicle and displayed on it, as
2 required in this title[:

3 (1) A], A registration plate or plates issued for the vehicle by the
4 Administration for the current registration period[: and

5 (2) Any validation tab issued for the vehicle under this subtitle].

6 (e) Except as otherwise expressly permitted by the Maryland Vehicle Law, as to
7 any vehicle required to be registered under this title, the owner of the vehicle may not permit
8 the vehicle to be driven on any highway in this State, unless there is attached to and
9 displayed on the vehicle, as required in this title[:

10 (1) A], A registration plate or plates issued by the Administration for the
11 current registration period[: and

12 (2) Any validation tab issued for the vehicle under this subtitle].

13 13-412.

14 (a) Except as provided in subsection (b) of this section, [unless current validation
15 tabs have been issued by the Administration and are displayed on the plates as provided in
16 this subtitle.] the registration and the registration plates issued under this title [for them]
17 expire at midnight on the dates indicated on the registration card issued by the
18 Administration.

19 (b) (1) The Administration may issue a temporary authorization certificate
20 permitting a vehicle to be driven [pending the issuance of current validation tabs].

21 (c) The Administration shall adopt rules and regulations to govern the issuance,
22 display, and expiration of registrations, registration cards, registration plates, AND
23 temporary authorization certificates[, and validation tabs].

24 13-413.

25 (a) Notwithstanding any other provision of this subtitle, the Administration may
26 adopt a system of multiyear registration.

27 (b) Vehicle registration plates [or validation tabs] shall be issued and displayed
28 in accordance with a schedule established by the Administrator.

29 13-415.

30 (a) If a current registration card [or current validation tabs that never have been
31 affixed to registration plates are] IS lost, the owner of the vehicle for which the card [or tabs
32 were] WAS issued or the legal representative of the owner named in the certificate of title of

1 the vehicle, as shown by the records of the Administration, immediately shall apply for and,
 2 after furnishing information satisfactory to the Administration and payment of the required
 3 fee, is entitled to obtain a duplicate registration card [or replacement validation tabs].

4 (b) If a current registration card [or current validation tabs that never have been
 5 affixed to registration plates are] IS stolen, the owner of the vehicle for which the card [or
 6 tabs were] WAS issued or the legal representative of the owner named in the certificate of
 7 title, as shown by the records of the Administration, immediately shall apply for and, after
 8 furnishing information satisfactory to the Administration and payment of the required fee,
 9 is entitled to obtain a duplicate registration card [or replacement validation tabs].

10 (c) If a current registration card [or current validation tabs that never have been
 11 affixed to registration plates are] IS damaged to the extent that the registration card [or
 12 validation tabs are] IS illegible, the owner of the vehicle for which the card [or tabs were]
 13 WAS issued or the legal representative of the owner named in the certificate of title, as shown
 14 by the records of the Administration, immediately shall apply for and, after furnishing
 15 information satisfactory to the Administration and payment of the required fee, is entitled
 16 to obtain a duplicate registration card [or replacement validation tabs].

17 (g) Within 48 hours after the loss, theft, or damage to the extent of illegibility of
 18 any current registration plate [or any current validation tab that has been affixed to a
 19 registration plate], the owner of the vehicle for which the plate [or tab] was issued or the
 20 legal representative of the owner named in the certificate of title of the vehicle, as shown by
 21 the records of the Administration, shall notify the Administration and apply for replacement
 22 registration plates[,] AND a replacement registration card[, and replacement validation
 23 tabs]. The Administration shall supply the replacements on receiving information
 24 satisfactory to it and payment of the required fee.

25 (h) On receipt of the replacements, the original registration card and all of the
 26 original registration plates [and validation tabs] issued for that vehicle shall be surrendered
 27 to the Administration.

28 ~~11-101.~~

29 ~~In the Maryland Vehicle Law, the following words have the meanings indicated,~~
 30 ~~unless the context requires otherwise.~~

31 ~~11-102.~~

32 ~~“Administration” means the Motor Vehicle Administration.~~

33 ~~11-103.~~

34 ~~“Administrator” means the Motor Vehicle Administrator.~~

35 ~~13-410.~~

1 ~~(c) (1) During subsequent registration years, the Administrator may order the~~
2 ~~continued use of registration plates that are valid during any current registration year[,~~
3 ~~and, after so doing, the Administrator shall issue, at the time a vehicle's registration is~~
4 ~~renewed, a validation tab to evidence payment of the vehicle's annual registration fee].~~

5 ~~(2) [The tab shall be displayed on the plates of the vehicle in the manner~~
6 ~~that the Administrator requires.~~

7 ~~(3)] The Administrator from time to time shall evaluate the condition of~~
8 ~~registration plates issued under this title and may provide for the manufacture and~~
9 ~~issuance of new registration plates. These new registration plates shall be issued [and~~
10 ~~subsequently validated] in the manner required by this subtitle.~~

11 ~~13-411.~~

12 ~~(d) Except as otherwise expressly permitted by the Maryland Vehicle Law, as to~~
13 ~~any vehicle required to be registered under this title, a person may not drive the vehicle on~~
14 ~~any highway in this State, unless there is attached to the vehicle and displayed on it, as~~
15 ~~required in this title].~~

16 ~~(1) A], A registration plate or plates issued for the vehicle by the~~
17 ~~Administration for the current registration period[; and~~

18 ~~(2) Any validation tab issued for the vehicle under this subtitle].~~

19 ~~(e) Except as otherwise expressly permitted by the Maryland Vehicle Law, as to~~
20 ~~any vehicle required to be registered under this title, the owner of the vehicle may not~~
21 ~~permit the vehicle to be driven on any highway in this State, unless there is attached to~~
22 ~~and displayed on the vehicle, as required in this title].~~

23 ~~(1) A], A registration plate or plates issued by the Administration for the~~
24 ~~current registration period[; and~~

25 ~~(2) Any validation tab issued for the vehicle under this subtitle].~~

26 ~~13-412.~~

27 ~~(a) Except as provided in subsection (b) of this section, [unless current validation~~
28 ~~tabs have been issued by the Administration and are displayed on the plates as provided~~
29 ~~in this subtitle,] the registration and the registration plates issued under this title [for~~
30 ~~them] expire at midnight on the dates indicated on the registration card issued by the~~
31 ~~Administration.~~

1 ~~(b) (1) The Administration may issue a temporary authorization certificate~~
2 ~~permitting a vehicle to be driven [pending the issuance of current validation tabs].~~

3 ~~(c) The Administration shall adopt rules and regulations to govern the issuance,~~
4 ~~display, and expiration of registrations, registration cards, registration plates, AND~~
5 ~~temporary authorization certificates[, and validation tabs].~~

6 ~~13-413.~~

7 ~~(a) Notwithstanding any other provision of this subtitle, the Administration may~~
8 ~~adopt a system of multiyear registration.~~

9 ~~(b) Vehicle registration plates [or validation tabs] shall be issued and displayed~~
10 ~~in accordance with a schedule established by the Administrator.~~

11 ~~13-415.~~

12 ~~(a) If a current registration card [or current validation tabs that never have been~~
13 ~~affixed to registration plates are] IS lost, the owner of the vehicle for which the card [or~~
14 ~~tabs were] WAS issued or the legal representative of the owner named in the certificate of~~
15 ~~title of the vehicle, as shown by the records of the Administration, immediately shall apply~~
16 ~~for and, after furnishing information satisfactory to the Administration and payment of the~~
17 ~~required fee, is entitled to obtain a duplicate registration card [or replacement validation~~
18 ~~tabs].~~

19 ~~(b) If a current registration card [or current validation tabs that never have been~~
20 ~~affixed to registration plates are] IS stolen, the owner of the vehicle for which the card [or~~
21 ~~tabs were] WAS issued or the legal representative of the owner named in the certificate of~~
22 ~~title, as shown by the records of the Administration, immediately shall apply for and, after~~
23 ~~furnishing information satisfactory to the Administration and payment of the required fee,~~
24 ~~is entitled to obtain a duplicate registration card [or replacement validation tabs].~~

25 ~~(c) If a current registration card [or current validation tabs that never have been~~
26 ~~affixed to registration plates are] IS damaged to the extent that the registration card [or~~
27 ~~validation tabs are] IS illegible, the owner of the vehicle for which the card [or tabs were]~~
28 ~~was issued or the legal representative of the owner named in the certificate of title, as~~
29 ~~shown by the records of the Administration, immediately shall apply for and, after~~
30 ~~furnishing information satisfactory to the Administration and payment of the required fee,~~
31 ~~is entitled to obtain a duplicate registration card [or replacement validation tabs].~~

32 ~~(g) Within 48 hours after the loss, theft, or damage to the extent of illegibility of~~
33 ~~any current registration plate [or any current validation tab that has been affixed to a~~
34 ~~registration plate], the owner of the vehicle for which the plate [or tab] was issued or the~~
35 ~~legal representative of the owner named in the certificate of title of the vehicle, as shown~~
36 ~~by the records of the Administration, shall notify the Administration and apply for~~

~~replacement registration plates[,] AND a replacement registration card[,] and replacement validation tabs]. The Administration shall supply the replacements on receiving information satisfactory to it and payment of the required fee.~~

~~(h) On receipt of the replacements, the original registration card and all of the original registration plates [and validation tabs] issued for that vehicle shall be surrendered to the Administration.~~

13-809.

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

(2) "Fair market value" means:

(i) As to the sale of any new or used vehicle by a licensed dealer, the total purchase price, as certified by the dealer;

(ii) Except as provided in item (iv) of this paragraph, as to a used vehicle that is sold by any person other than a licensed dealer and that has a designated model year that is 7 years old or older, the greater of:

1. The total purchase price; or

2. \$640;

(iii) Except as provided in item (iv) of this paragraph, as to any other used vehicle that is sold by any person other than a licensed dealer:

1. The total purchase price, if the total purchase price is less than \$500 below the retail value of the vehicle as shown in a national publication of used car values adopted for use by the Department; or

2. If the total purchase price is \$500 or more below the retail value of the vehicle as shown in a national publication of used car values adopted for use by the Department:

A. The total purchase price, if verified to the satisfaction of the Administration by a notarized bill of sale submitted in accordance with subsection [(d)(2)] (E)(2) of this section; or

B. The valuation shown in the national publication of used car values, if the Administration finds that the documentation submitted under subsection [(d)(2)] (E)(2) of this section fails to verify the total purchase price;

(iv) As to a used trailer, a motor scooter, a moped, or an off-highway recreational vehicle that is sold by any person other than a licensed dealer, the greater of:

1 1. The total purchase price; or

2 2. \$320; and

3 (v) In any other case, the valuation shown in a national publication
4 of used car values adopted for use by the Department.

5 (3) (i) Subject to subparagraphs (ii) and (iii) of this paragraph, “total
6 purchase price” means the price of a vehicle agreed on by the buyer and the seller, including
7 any dealer processing charge, less an allowance for trade-in **IF AUTHORIZED UNDER**
8 **SUBSECTION (B) OF THIS SECTION** but with no allowance for other nonmonetary
9 consideration.

10 (ii) As to a person trading in a nonleased vehicle to enter into a lease
11 for a period of more than 180 consecutive days, “total purchase price” means the retail value
12 of the vehicle as certified by the dealer, including any dealer processing charge, less an
13 allowance for the trade-in of the nonleased vehicle **IF AUTHORIZED UNDER SUBSECTION**
14 **(B) OF THIS SECTION** but with no allowance for other nonmonetary consideration.

15 (iii) As to a person trading in a leased vehicle to enter into another
16 lease for a period of more than 180 consecutive days with a different leasing company or to
17 purchase a vehicle, “total purchase price” means the retail value of the vehicle as certified by
18 the dealer, including any dealer processing charge, less an allowance for the trade-in of the
19 leased vehicle **IF AUTHORIZED UNDER SUBSECTION (B) OF THIS SECTION** but with no
20 allowance for other nonmonetary consideration.

21 (4) “Trailer” has the meaning stated in § 11-169 of this article.

22 **(B) (1) (I) IN THIS SUBSECTION THE FOLLOWING WORDS HAVE THE**
23 **MEANINGS INDICATED.**

24 **(II) “GASOLINE- OR DIESEL-POWERED VEHICLE” MEANS A**
25 **MOTOR VEHICLE THAT:**

26 1. **IS MADE BY A MANUFACTURER;**

27 2. **IS MANUFACTURED PRIMARILY FOR USE ON PUBLIC**
28 **STREETS, ROADS, AND HIGHWAYS;**

29 3. **HAS A MAXIMUM SPEED CAPABILITY OF AT LEAST 55**
30 **MILES PER HOUR; AND**

31 4. **IS PROPELLED ENTIRELY BY AN INTERNAL**
32 **COMBUSTION ENGINE.**

1 **(III) “HYBRID VEHICLE” MEANS A MOTOR VEHICLE THAT:**

2 **1. IS MADE BY A MANUFACTURER;**

3 **2. IS MANUFACTURED PRIMARILY FOR USE ON PUBLIC**
4 **STREETS, ROADS, AND HIGHWAYS;**

5 **3. HAS A MAXIMUM SPEED CAPABILITY OF AT LEAST 55**
6 **MILES PER HOUR; AND**

7 **4. IS PROPELLED BY BOTH:**

8 **A. AN INTERNAL COMBUSTION ENGINE; AND**

9 **B. A BATTERY THAT IS NOT CAPABLE OF BEING**
10 **RECHARGED FROM AN EXTERNAL SOURCE OF ELECTRICITY.**

11 **(IV) “ZERO-EMISSION PLUG-IN ELECTRIC DRIVE VEHICLE”**
12 **MEANS A MOTOR VEHICLE THAT:**

13 **1. IS MADE BY A MANUFACTURER;**

14 **2. IS MANUFACTURED PRIMARILY FOR USE ON PUBLIC**
15 **STREETS, ROADS, AND HIGHWAYS;**

16 **3. HAS A MAXIMUM SPEED CAPABILITY OF AT LEAST 55**
17 **MILES PER HOUR; AND**

18 **4. IS PROPELLED BY AN ELECTRIC MOTOR THAT DRAWS**
19 **ELECTRICITY FROM A BATTERY THAT:**

20 **A. HAS A CAPACITY OF NOT LESS THAN 4**
21 **KILOWATT-HOURS; AND**

22 **B. IS CAPABLE OF BEING RECHARGED FROM AN**
23 **EXTERNAL SOURCE OF ELECTRICITY.**

24 **(2) ON OR AFTER JULY 1, 2024, BUT BEFORE JULY 1, 2029, IF A**
25 **PERSON IS TRADING IN A VEHICLE TO PURCHASE OR LEASE:**

26 **(1) A ZERO-EMISSION PLUG-IN ELECTRIC DRIVE VEHICLE, A**
27 **FUEL CELL ELECTRIC VEHICLE, OR A PLUG-IN ELECTRIC DRIVE VEHICLE, THE**

1 ALLOWANCE FOR TRADE-IN IS EQUAL TO 100% OF THE VALUE OF THE TRADE-IN
 2 VEHICLE;

3 (II) A HYBRID VEHICLE, THE ALLOWANCE FOR TRADE-IN IS
 4 EQUAL TO 25% OF THE VALUE OF THE TRADE-IN VEHICLE; OR

5 (III) A GASOLINE- OR DIESEL-POWERED VEHICLE, THERE IS NO
 6 ALLOWANCE FOR TRADE-IN.

7 (3) ON OR AFTER JULY 1, 2029, THERE IS NO ALLOWANCE FOR
 8 TRADE-IN.

9 [(b)] (C) (1) Except as otherwise provided in this part, in addition to any other
 10 charge required by the Maryland Vehicle Law, an excise tax is imposed:

11 (i) For each original and each subsequent certificate of title issued in
 12 this State for a motor vehicle, a trailer, a semitrailer, a moped, a motor scooter, or an
 13 off-highway recreational vehicle for which sales and use tax is not collected at the time of
 14 purchase; and

15 (ii) Except as provided in paragraph (2) of this subsection, for each
 16 motor vehicle, trailer, or semitrailer that is in interstate operation and registered under §
 17 13-109(c) or (d) of this title without a certificate of title.

18 (2) (i) An excise tax of \$50 is imposed for the registration of a trailer
 19 exempt from the titling requirement under § 13-102(12) of this title.

20 (ii) In a case where the fair market value as defined in subsection
 21 (a)(2)(iii)2A of this section applies, the excise tax imposed under this part may not be less
 22 than \$32.

23 (3) A political subdivision of the State may not impose a sales tax, a use tax,
 24 or excise tax on the issuance of a motor vehicle certificate of title.

25 [(c)] (D) (1) Except as provided in subsection [(b)(2)] (C)(2) of this section, the
 26 tax imposed by this section is [6 percent] 6.5% of the fair market value of the vehicle.

27 (2) If the vehicle formerly was a vehicle exempt from the tax imposed by this
 28 section, the tax shall be reduced by any amount previously paid by the present owner as a
 29 sales and use tax on the vehicle under Title 11 of the Tax – General Article.

30 (3) (i) If the vehicle was formerly titled and registered in another state
 31 and the present owner has paid a sales or excise tax to that state at a rate less than that
 32 imposed by this State, then the tax imposed shall apply but at a rate measured by the
 33 difference only between the tax rate paid to the other state and the tax rate imposed by this
 34 section, if the present owner has not been a Maryland resident for more than 60 days.

1 (ii) If the vehicle was formerly titled and registered in another state
2 and the present owner requests to transfer the vehicle in accordance with § 13-810(c)(1) of
3 this subtitle, the Administration shall change or correct the names contained in the
4 certificate of title:

5 1. At the time the excise tax that is credited or imposed under
6 this section is paid and a new title is issued; and

7 2. Without issuing multiple certificates of title or charging
8 additional fees.

9 (iii) Except as provided in subsection [(b)(2)] (C)(2) of this section, the
10 minimum tax imposed under this section shall be \$100.

11 [(d)] (E) Each applicant for a certificate of title or for registration under §
12 13-109(c) of this title shall submit to the Administration:

13 (1) The information that the Administration considers necessary as to:

14 (i) The time of purchase of the vehicle; and

15 (ii) The purchase price and other information relating to the
16 determination of the fair market value of the vehicle which may include, but is not limited
17 to:

18 1. Canceled checks;

19 2. Money order receipts;

20 3. Loan documents; or

21 4. A written description of the vehicle's condition; and

22 (2) If the excise tax is based on the total purchase price of the vehicle as
23 provided in subsection (a)(2)(iii)2A of this section, a notarized bill of sale that:

24 (i) Is designed by, and obtained from, the Administration;

25 (ii) Is signed by the buyer and the seller; and

26 (iii) Includes a statement explaining why the vehicle was sold at the
27 price stated in the bill of sale.

28 [(e)] (F) Any person who fails to pay the excise tax as required in this section is
29 guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000.

1 ~~[(f)]~~ (G) The Administration shall adopt regulations to implement the provisions
 2 of this section.

3 13-815.

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

5 (4) “Zero-emission plug-in electric drive vehicle” means a motor vehicle
 6 that:

7 (i) Is made by a manufacturer;

8 (ii) Has a maximum speed capability of at least 55 miles per hour;
 9 and

10 (iii) Is propelled by an electric motor that draws electricity from a
 11 battery that:

12 1. Has a capacity of not less than 4
 13 kilowatt-hours; and

14 2. Is capable of being recharged from an external source of
 15 electricity.

16 13-901.

17 (A) [The] SUBJECT TO SUBSECTION (B) OF THIS SECTION, THE fees specified
 18 in this subtitle for the registration of a classified vehicle or for any interchangeable
 19 registration shall be paid to the Administration:

20 (1) Before issuance of the registration and any registration plates and
 21 registration cards; and

22 (2) Except as otherwise expressly provided, during each registration year
 23 before the issuance or renewal of the registration.

24 (B) REGISTRATION FEES SPECIFIED IN THIS SUBTITLE SHALL BE PAID IN
 25 INSTALLMENTS THROUGHOUT THE REGISTRATION PERIOD AS DETERMINED BY THE
 26 ADMINISTRATION.

27 13-912.

28 (a) When registered with the Administration, every passenger car and station
 29 wagon, except as otherwise provided in this part, is a Class A (passenger) vehicle.

30 (b) For each Class A (passenger) vehicle, the annual registration fee is:

1 (1) For a vehicle with a manufacturer's shipping weight of ~~[3,700]~~ **3,500**
2 pounds or less – ~~[\$50.50; and]~~ **\$73.50;**

3 (2) For a vehicle with a manufacturer's shipping weight of more than **3,500**
4 **POUNDS BUT NOT MORE THAN 3,700** pounds – ~~[\$76.50]~~ **\$97.50;**

5 (3) **FOR A VEHICLE WITH A MANUFACTURER'S SHIPPING WEIGHT OF**
6 **MORE THAN 3,700 POUNDS BUT NOT MORE THAN 5,000 POUNDS – \$146.50; AND**

7 (4) **FOR A VEHICLE WITH A MANUFACTURER'S SHIPPING WEIGHT OF**
8 **MORE THAN 5,000 POUNDS – \$166.50.**

9 13-913.

10 (a) (1) When registered with the Administration, every passenger motor vehicle
11 operated for the transportation of persons for hire, except a vehicle described in paragraph
12 (2) of this subsection, is a Class B (for hire) vehicle.

13 (2) The following vehicles are not subject to the classification specified in
14 this section:

15 (i) Any vehicle operated on a regular schedule and between fixed
16 termini; and

17 (ii) Any vehicle for which a different classification is specified in this
18 part.

19 (b) For each Class B (for hire) vehicle, the annual registration fee is ~~[\$150.00]~~
20 **\$165.00.**

21 13-914.

22 (a) When registered with the Administration, every motor vehicle operated as an
23 ambulance, a mortician flower coach or service wagon, or a funeral limousine or coach is a
24 Class C (funeral and ambulance) vehicle.

25 (b) For each Class C (funeral and ambulance) vehicle, the annual registration fee
26 is ~~[\$100.00]~~ **\$115.00.**

27 13-915.

28 (a) When registered with the Administration, every motorcycle is a Class D
29 (motorcycle) vehicle.

1 (b) For each Class D (motorcycle) vehicle, the annual registration fee is ~~[\$35.00]~~
 2 \$45.00.

3 13-916.

4 (a) When registered with the Administration, every single unit truck with two or
 5 more axles is a Class E (truck) vehicle.

6 (b) For each Class E (truck) vehicle, the annual registration fee is based on the
 7 maximum gross weight of the vehicle or combination of vehicles, as follows:

8	<u>Maximum Gross Weight</u>	<u>Fee (per 1,000 Pounds</u>
9	<u>Limit (in Pounds)</u>	<u>or Fraction Thereof)</u>
10	<u>10,000 (minimum) – 18,000</u>	<u>[\$ 9.00] \$10.00</u>
11	<u>18,001 – 26,000</u>	<u>[11.75] 12.45</u>
12	<u>26,001 – 40,000</u>	<u>[12.75] 13.22</u>
13	<u>40,001 – 60,000</u>	<u>[14.75] 15.06</u>
14	<u>60,001 – 80,000 (maximum)</u>	<u>[16.00] 16.23</u>

15 13-917.

16 Notwithstanding § 13-916(b) of this subtitle, for any Class E (truck) vehicle WITH A
 17 MANUFACTURER'S RATED CAPACITY OF 3/4 TON OR LESS AND A MAXIMUM GROSS
 18 VEHICLE WEIGHT OF 7,000 POUNDS OR LESS, the annual registration fee is ~~[\$63.75 if]:~~

19 (1) ~~[The manufacturer's rated capacity is 3/4 ton or less; and~~

20 (2) ~~The]~~ **FOR A VEHICLE WITH A maximum gross vehicle weight [is 7,000]**
 21 **OF 3,500 pounds or less – \$86.75;**

22 (2) **EXCEPT AS PROVIDED IN ITEM (5) OF THIS SECTION, FOR A**
 23 **VEHICLE WITH A MAXIMUM GROSS VEHICLE WEIGHT OF MORE THAN 3,500 POUNDS**
 24 **BUT NOT MORE THAN 5,000 POUNDS – \$110.75;**

25 (3) **EXCEPT AS PROVIDED IN ITEM (5) OF THIS SECTION, FOR A**
 26 **VEHICLE WITH A MAXIMUM GROSS VEHICLE WEIGHT OF MORE THAN 5,000 POUNDS**
 27 **BUT NOT MORE THAN 7,000 POUNDS – \$133.75;**

28 (4) **EXCEPT AS PROVIDED IN ITEM (5) OF THIS SECTION, FOR A**
 29 **VEHICLE WITH A MAXIMUM GROSS VEHICLE WEIGHT OF MORE THAN 7,000 POUNDS –**
 30 **\$180; AND**

31 (5) **FOR A VEHICLE, REGARDLESS OF THE VEHICLE'S MAXIMUM GROSS**
 32 **VEHICLE WEIGHT, FOR WHICH THE OWNER CERTIFIES ON THE REGISTRATION**

1 APPLICATION THAT THE VEHICLE FOR WHICH THE APPLICATION IS MADE WILL BE
2 USED FOR CONSTRUCTION ACTIVITIES – §86.75.

3 13-919.

4 (a) On application, the Administration shall issue a special Class E “dump service
5 registration” to any applicant who certifies that the vehicle for which the application is made
6 is a Class E (truck) vehicle that:

7 (1) Is designed to haul cargo and to self-unload by gravity or mechanical
8 means; and

9 (2) Is to be used to haul feed or other loose materials in bulk.

10 (f) For each vehicle registered under this section, the annual registration fee is the
11 greater of:

12 (1) [\$26.25] **\$26.55** for each thousand pounds of gross weight of the vehicle;
13 or

14 (2) [\$1,050.00] **\$1,065.00.**

15 13-920.

16 (a) (1) In this section, “tow truck” means a vehicle that:

17 (i) Is a Class E (truck) vehicle that is designed to lift, pull, or carry a
18 vehicle by a hoist or mechanical apparatus;

19 (ii) Has a manufacturer’s gross vehicle weight rating of 10,000
20 pounds or more; and

21 (iii) Is equipped as a tow truck or designed as a rollback as defined in
22 § 11-151.1 of this article.

23 (2) In this section, “tow truck” does not include a truck tractor as defined in
24 § 11-172 of this article.

25 (b) When registered with the Administration every tow truck as defined in this
26 section is a Class T vehicle.

27 (c) A tow truck registered under this section may be used to tow vehicles for repair,
28 storage, or removal from the highway.

(d) (1) Subject to the provisions of paragraph (2) of this subsection, for each vehicle registered under this section, the annual registration fee is based on the manufacturer's gross vehicle weight rating as follows:

<u>Manufacturer's Gross Weight</u>	<u>Fee</u>
<u>Rating in Pounds</u>	
<u>10,000 (or less) to 26,000</u>	<u>[\$185.00] \$200.00</u>
<u>More than 26,000</u>	<u>[\$550.00] \$565.00</u>

(2) (i) The annual registration fee for a vehicle registered under this section that is used for any purpose other than that described in subsection (c) of this section shall be determined under subparagraph (ii) of this paragraph if the maximum gross weight of the vehicle or combination of vehicles:

1. Exceeds 18,000 pounds and the vehicle has a manufacturer's gross weight rating of 26,000 pounds or less; or

2. Exceeds 35,000 pounds and the vehicle has a manufacturer's gross weight rating of more than 26,000 pounds.

(ii) The annual registration fee shall be the greater of:

1. The fees set forth in paragraph (1) of this subsection; or

2. The fees set forth in § 13-916(b) of this subtitle.

13-923.

(a) When registered with the Administration, every truck tractor or similar motor vehicle used for propelling, supporting, or drawing a trailer or semitrailer is a Class F (tractor) vehicle.

(b) For each Class F (tractor) vehicle, the annual registration fee is based on the maximum gross weight of the vehicle in combination with a trailer or semitrailer, as follows:

<u>Maximum Gross Weight</u>	<u>Fee (per 1,000 Pounds</u>
<u>Limit (in Pounds)</u>	<u>or Fraction Thereof)</u>
<u>40,000 (minimum) – 60,000</u>	<u>[\$21.00] \$21.31</u>
<u>60,001 – 80,000 or more</u>	<u>[\$22.50] \$22.73</u>

13-927.

(d) The annual registration fee for a Class G (trailer) vehicle is based on the maximum gross weight as follows:

1 (1) Except as provided in paragraph (2) of this subsection, for a nonfreight
 2 trailer or semitrailer:

<u>Maximum Gross Weight</u>	
<u>Limit (in Pounds)</u>	<u>Fee</u>
<u>3,000 or less</u>	<u>[\$25.50] \$35.50</u>
<u>3,001 to 5,000</u>	<u>[51.00] 61.00</u>
<u>5,001 to 10,000</u>	<u>[80.00] 90.00</u>
<u>10,001 to 20,000</u>	<u>[124.00] 139.00</u>

9 (2) For a nonfreight trailer or semitrailer with a maximum gross weight
 10 limit (in pounds) of 10,001 to 20,000 that is titled on or after October 1, 2005:

11 (i) The fee is ~~[\$124.00]~~ **\$139.00**; and

12 (ii) The vehicle shall be registered in one of the following weight
 13 ranges:

<u>Maximum Gross Weight</u>
<u>Limit (in Pounds)</u>
<u>10,001 to 11,000</u>
<u>11,001 to 12,000</u>
<u>12,001 to 13,000</u>
<u>13,001 to 14,000</u>
<u>14,001 to 15,000</u>
<u>15,001 to 16,000</u>
<u>16,001 to 17,000</u>
<u>17,001 to 18,000</u>
<u>18,001 to 19,000</u>
<u>19,001 to 20,000</u>

26 (3) For a freight trailer or semitrailer the fee is ~~[\$38.25]~~ **\$48.25**.

27 13-932.

28 (a) When registered with the Administration, every school vehicle is a Class H
 29 (school) vehicle.

30 (b) For each Type I school vehicle, the annual registration fee is:

31 (1) If the vehicle is a school bus only operated for the transportation of
 32 children, students, or teachers for educational purposes or in connection with a school
 33 activity or, with approval from a board of education in any county, to provide transportation
 34 for persons 60 years of age or older to civic, educational, social, or recreational activities –
 35 ~~[\$51.00]~~ **\$61.00**; and

16
cont

16
cont

1 (2) If the vehicle is a school bus charter operated for any purpose in addition
 2 to that specified in item (1) of this subsection – [~~\$150.00~~] **\$165.00**, less any amount paid
 3 under item (1) of this subsection.

4 (c) For each Type II school vehicle, the annual registration fee is [~~\$51.00~~] **\$61.00**.

5 13-933.

6 (a) When registered with the Administration, every bus operated under charter or
 7 for hire is a Class P (passenger bus) vehicle.

8 (b) For each Class P (passenger bus) vehicle, the annual registration fee is based
 9 on the seating capacity of the bus, as follows:

<u>Seating Capacity</u>	<u>Fee</u>
<u>20 or less</u> _____	<u>[\$275.00] \$290.00</u>
<u>21 to 35</u> _____	<u>[525.00] \$540.00</u>
<u>36 or more</u> _____	<u>[875.00] \$890.00</u>

14 13-934.

15 (a) When registered with the Administration, every vehicle used as a vanpool
 16 vehicle is a Class J (vanpool) vehicle.

17 (b) For each Class J (vanpool) vehicle, the annual registration fee is [~~\$76.50~~]
 18 **\$86.50**.

19 13-936.

20 (a) In this section, “historic motor vehicle” means a motor vehicle, including a
 21 passenger vehicle, motorcycle, or truck that:

22 (1) Is at least 20 years old;

23 (2) Has not been substantially altered from the manufacturer’s original
 24 design; and

25 (3) Meets criteria contained in regulations adopted by the Administration.

26 (b) In this section, “historic motor vehicle” does not include a vehicle that has been
 27 remanufactured or reconstructed as a replica of an original vehicle.

28 (c) If registered with the Administration under this section, every historic motor
 29 vehicle is a Class L (historic) vehicle.

1 (d) Except as provided in subsection (i) of this section, for each Class L (historic)
 2 vehicle, the annual registration fee is [~~\$25.50~~] **\$35.50.**

3 13-937.

4 (a) When registered with the Administration, every multipurpose passenger
 5 vehicle is a Class M (multipurpose) vehicle.

6 (b) For each Class M (multipurpose) vehicle, the annual registration fee is:

7 (1) For a vehicle with a manufacturer's shipping weight of [~~3,700~~] **3,500**
 8 pounds or less – [~~\$50.50; and~~] **\$73.50;**

9 (2) For a vehicle with a manufacturer's shipping weight of more than **3,500**
 10 **POUNDS BUT NOT MORE THAN 3,700 pounds – [~~\$76.50~~] **\$97.50;****

11 (3) **FOR A VEHICLE WITH A MANUFACTURER'S SHIPPING WEIGHT OF**
 12 **MORE THAN 3,700 POUNDS BUT NOT MORE THAN 5,000 POUNDS – \$146.50; AND**

13 (4) **FOR A VEHICLE WITH A MANUFACTURER'S SHIPPING WEIGHT OF**
 14 **MORE THAN 5,000 POUNDS – \$166.50.**

15 (c) The Administration may by rule and regulation provide for the registration
 16 under this section of all multipurpose passenger vehicles registered under another [~~category~~]
 17 **CLASSIFICATION.**

18 13-937.1.

19 (a) In this section, "street rod" means a motor vehicle that:

20 (1) Is 25 years old or older; and

21 (2) Has been substantially altered from the manufacturer's original design.

22 (b) Except as provided in subsection (e) of this section, if registered with the
 23 Administration under this section, every street rod is a Class N (street rod) vehicle.

24 (c) For each Class N (street rod) vehicle, the annual registration fee is [~~\$25.00]~~
 25 **\$35.50.**

26 13-939.

27 (a) When registered with the Administration, every limousine operated for hire is
 28 a Class Q (limousine) vehicle.

1 **(b) For each Class Q (limousine) vehicle, the annual registration fee is ~~[\$185.00]~~**
 2 **\$200.00.**

3 **(c) On registration of a vehicle under this section, the Administration shall issue**
 4 **special limousine vehicle registration plates of the size and design that the Administration**
 5 **determines.**

6 **13-954.**

7 **(b) (1) In addition to the registration fee otherwise required by this title, the**
 8 **owner of any motor vehicle registered under this title shall pay a surcharge of ~~[\$17.00]~~**
 9 **\$40.00 per year for each motor vehicle registered.**

10 **(2) (I) ~~[\$2.50] \$4.50~~ of the surcharge collected under paragraph (1) of this**
 11 **subsection shall be paid into the Maryland Trauma Physician Services Fund established**
 12 **under § 19-130 of the Health – General Article.**

13 **(II) THE GOVERNOR ANNUALLY SHALL ALLOCATE AT LEAST**
 14 **\$7.60 OF THE SURCHARGE COLLECTED UNDER PARAGRAPH (1) OF THIS SUBSECTION**
 15 **TO THE R ADAMS COWLEY SHOCK TRAUMA CENTER.**

16 **(III) THE BALANCE OF THE SURCHARGE COLLECTED UNDER**
 17 **PARAGRAPH (1) OF THIS SUBSECTION SHALL BE PAID TO THE MARYLAND**
 18 **EMERGENCY MEDICAL SYSTEMS OPERATIONS FUND ESTABLISHED UNDER §**
 19 **13-955 OF THIS SUBTITLE.**

20 **13-956.**

21 **(A) IN THIS SECTION, “ZERO-EMISSION PLUG-IN ELECTRIC DRIVE VEHICLE”**
 22 **HAS THE MEANING STATED IN § 13-815 OF THIS TITLE.**

23 **(B) IN ADDITION TO THE REGISTRATION FEE OTHERWISE REQUIRED BY THIS**
 24 **TITLE, THE OWNER OF A MOTOR VEHICLE SHALL PAY AN ANNUAL SURCHARGE:**

25 **(1) ON OR BEFORE SEPTEMBER 30, 2025, OF:**

26 **(I) \$125 FOR EACH ZERO-EMISSION PLUG-IN ELECTRIC DRIVE**
 27 **VEHICLE OR FUEL CELL ELECTRIC VEHICLE;**

28 **(II) \$100 FOR EACH PLUG-IN ELECTRIC DRIVE HYBRID VEHICLE;**
 29 **AND**

30 **(III) \$75 FOR EACH HYBRID VEHICLE THAT DOES NOT HAVE**
 31 **PLUG-IN CHARGING CAPABILITY; AND**

1 **(2) AFTER SEPTEMBER 30, 2025, A RATE BASED ON THE AMOUNTS**
 2 **ESTABLISHED UNDER ITEM (1) OF THIS SUBSECTION ADJUSTED FOR INFLATION AS**
 3 **DETERMINED ANNUALLY BY THE ADMINISTRATION.**

4 **(C) A SURCHARGE ASSESSED UNDER THIS SECTION MAY BE PAID:**

5 **(1) AT THE TIME THE ANNUAL REGISTRATION FEE IS PAID; OR**

6 **(2) IN INSTALLMENTS THROUGHOUT THE REGISTRATION PERIOD AS**
 7 **DETERMINED BY THE ADMINISTRATION.**

8 **(D) THE PROCEEDS COLLECTED FROM THE SURCHARGE ASSESSED UNDER**
 9 **THIS SECTION SHALL BE DEPOSITED INTO THE TRANSPORTATION TRUST FUND.**

10 **(E) IF A PERSON THAT OWNS A MOTOR VEHICLE THAT IS ASSESSED THE**
 11 **SURCHARGE FAILS TO PAY THE SURCHARGE OR INSTALLMENTS, THE**
 12 **ADMINISTRATION SHALL REFUSE TO REGISTER OR RENEW OR TRANSFER THE**
 13 **REGISTRATION OF THE MOTOR VEHICLE.**

14 21-810.

15 **(b) (1) A work zone speed control system that meets the requirements of this**
 16 **subsection may be used to record the images of motor vehicles traveling on a highway:**

17 **(i) Within a work zone; AND**

18 **(ii) [That is an expressway or a controlled access highway as defined**
 19 **in § 21-101 of this title; and**

20 **(iii)] On which the speed limit, AS POSTED BEFORE THE WORK ZONE**
 21 **WAS IMPLEMENTED AND established using generally accepted traffic engineering practices,**
 22 **is 45 miles per hour or greater.**

23 **(2) (I) A work zone speed control system may be used only:**

24 **[(i)] 1. On a highway as specified in paragraph (1) of this**
 25 **subsection; AND**

26 **[(ii) When being operated by a work zone speed control system**
 27 **operator; and**

28 **[(iii)] 2. If, in accordance with the Maryland manual on uniform**
 29 **traffic control devices[, a]:**

1 A. A conspicuous road sign is placed at a reasonable distance
 2 consistent with national guidelines before the work zone alerting drivers that a speed
 3 monitoring system may be in operation in the work zone; AND

4 B. A DEVICE THAT DISPLAYS A REAL-TIME POSTING OF
 5 THE SPEED AT WHICH A DRIVER IS TRAVELING IS PROXIMATE TO EACH ROAD SIGN
 6 ALERTING DRIVERS THAT A SPEED MONITORING SYSTEM MAY BE IN OPERATION IN
 7 THE WORK ZONE.

8 (II) A WORK ZONE SPEED CONTROL SYSTEM OPERATOR DOES
 9 NOT NEED TO BE PRESENT IN PERSON OR REMOTELY AT THE HIGHWAY WORK ZONE
 10 WHEN A WORK ZONE SPEED CONTROL SYSTEM IS IN USE.

11 (III) 1. MULTIPLE WORK ZONE SPEED CONTROL SYSTEMS
 12 MAY BE IMPLEMENTED AND USED IN A WORK ZONE.

13 2. IF A WORK ZONE HAS MORE THAN ONE WORK ZONE
 14 SPEED CONTROL SYSTEM IN USE, NOT MORE THAN ONE CITATION MAY BE ISSUED
 15 FOR THE SAME REGISTRATION PLATE FOR ALLEGED VIOLATIONS THAT OCCUR
 16 WITHIN A 1-HOUR PERIOD IN THE WORK ZONE.

17 (c) (1) Unless the driver of the motor vehicle received a citation from a police
 18 officer at the time of the violation, the owner or, in accordance with subsection (f)(4) of this
 19 section, the driver of a motor vehicle is subject to a civil penalty if an image of the motor
 20 vehicle is recorded by a work zone speed control system in accordance with subsection (b) of
 21 this section while being operated in violation of this subtitle.

22 (2) (I) [A] ON OR BEFORE DECEMBER 31, 2024, A civil penalty under
 23 this subsection [may not exceed \$40] IS \$80.

24 (II) ON OR AFTER JANUARY 1, 2025, A CIVIL PENALTY UNDER
 25 THIS SECTION IS \$250.

26 (3) For purposes of this section, the District Court shall:

27 (i) Prescribe a uniform citation form consistent with subsection (d)(1)
 28 of this section and § 7-302 of the Courts Article; and

29 (ii) Indicate on the citation the amount of the civil penalty to be paid
 30 by persons who choose to prepay the civil penalty without appearing in District Court.

31 (K) (1) ON OR BEFORE DECEMBER 1, 2024, AND EACH DECEMBER 1
 32 THEREAFTER, THE STATE HIGHWAY ADMINISTRATION SHALL REPORT TO THE

1 GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT
 2 ARTICLE, THE GENERAL ASSEMBLY:

3 (I) ON ANY PILOT PROGRAM THAT THE STATE HIGHWAY
 4 ADMINISTRATION CONDUCTED IN THE PREVIOUS FISCAL YEAR THAT TESTS NEW
 5 TECHNOLOGIES FOR DETECTING AND RECORDING A VIOLATION OF THIS SUBTITLE
 6 IN A WORK ZONE; OR

7 (II) THAT THE STATE HIGHWAY ADMINISTRATION DID NOT
 8 CONDUCT ANY SUCH PILOT PROGRAM IN THE PREVIOUS FISCAL YEAR.

9 (2) A REPORT SUBMITTED UNDER PARAGRAPH (1)(I) OF THIS
 10 SUBSECTION SHALL INCLUDE INFORMATION ON:

11 (I) HOW DATA COLLECTED FROM THE DEVICE TESTED MAY BE
 12 USED FOR THE ENFORCEMENT OF VIOLATIONS OF THIS SUBTITLE IN WORK ZONES;
 13 AND

14 (II) ANY LEGISLATIVE OR REGULATORY CHANGES THAT WOULD
 15 BE NECESSARY TO AUTHORIZE THE EFFECTIVE USE OF THE DEVICE.

16 ~~[(k)]~~ (L) The Department of State Police and the State Highway Administration
 17 jointly shall adopt regulations establishing standards and procedures for work zone speed
 18 control systems authorized under this section.

19 21-902.

20 (a) (1) (i) A person may not drive or attempt to drive any vehicle while
 21 under the influence of alcohol.

22 (ii) A person may not drive or attempt to drive any vehicle while the
 23 person is under the influence of alcohol per se.

24 (iii) A person convicted of a violation of this paragraph is subject to:

25 1. For a first offense, imprisonment not exceeding 1 year or a
 26 fine not exceeding ~~[\$1,000]~~ \$1,200 or both; and

27 2. For a second offense, imprisonment not exceeding 2 years
 28 or a fine not exceeding ~~[\$2,000]~~ \$2,400 or both.

29 (iv) For the purpose of determining subsequent offender penalties for
 30 a violation of this paragraph, a prior conviction under subsection (b), (c), or (d) of this section
 31 or § 8-738 of the Natural Resources Article, within 5 years before the conviction for a
 32 violation of this paragraph, shall be considered a prior conviction.

1 (2) (i) A person may not violate paragraph (1) of this subsection while
2 transporting a minor.

3 (ii) A person convicted of a violation of this paragraph is subject to:

4 1. For a first offense, imprisonment not exceeding 2 years or a
5 fine not exceeding \$2,000 or both; and

6 2. For a second offense, imprisonment not exceeding 3 years
7 or a fine not exceeding \$3,000 or both.

8 (iii) For the purpose of determining subsequent offender penalties for
9 a violation of this paragraph, a prior conviction under this paragraph or subsection (b)(2),
10 (c)(2), or (d)(2) of this section shall be considered a prior conviction.

11 (b) (1) (i) A person may not drive or attempt to drive any vehicle while
12 impaired by alcohol.

13 (ii) A person convicted of a violation of this paragraph is subject to:

14 1. For a first offense, imprisonment not exceeding 2 months or
15 a fine not exceeding \$500 or both; and

16 2. For a second offense, imprisonment not exceeding 1 year or
17 a fine not exceeding \$500 or both.

18 (iii) For the purpose of determining subsequent offender penalties for
19 a violation of this paragraph, a prior conviction under this subsection or subsection (a), (c),
20 or (d) of this section or § 8-738 of the Natural Resources Article shall be considered a prior
21 conviction.

22 (2) (i) A person may not violate paragraph (1) of this subsection while
23 transporting a minor.

24 (ii) A person convicted of a violation of this paragraph is subject to:

25 1. For a first offense, imprisonment not exceeding 1 year or a
26 fine not exceeding ~~[\$1,000]~~ **\$1,100** or both; and

27 2. For a second offense, imprisonment not exceeding 2 years
28 or a fine not exceeding ~~[\$2,000]~~ **\$2,200** or both.

29 (iii) For the purpose of determining subsequent offender penalties for
30 a violation of this paragraph, a prior conviction under this paragraph or subsection (a)(2),
31 (c)(2), or (d)(2) of this section shall be considered a prior conviction.

1 (c) (1) (i) A person may not drive or attempt to drive any vehicle while so
2 far impaired by any drug, any combination of drugs, or a combination of one or more drugs
3 and alcohol that the person cannot drive a vehicle safely.

4 (ii) A person convicted of a violation of this paragraph is subject to:

5 1. For a first offense, imprisonment not exceeding 2 months or
6 a fine not exceeding \$500 or both; and

7 2. For a second offense, imprisonment not exceeding 1 year or
8 a fine not exceeding \$500 or both.

9 (iii) For the purpose of determining subsequent offender penalties for
10 a violation of this paragraph, a prior conviction under this subsection or subsection (a), (b),
11 or (d) of this section or § 8-738 of the Natural Resources Article shall be considered a prior
12 conviction.

13 (iv) It is not a defense to any charge of violating this subsection that
14 the person charged is or was entitled under the laws of this State to use the drug,
15 combination of drugs, or combination of one or more drugs and alcohol, unless the person
16 was unaware that the drug or combination would make the person incapable of safely
17 driving a vehicle.

18 (2) (i) A person may not violate paragraph (1) of this subsection while
19 transporting a minor.

20 (ii) A person convicted of a violation of this paragraph is subject to:

21 1. For a first offense, imprisonment not exceeding 1 year or a
22 fine not exceeding ~~[\$1,000]~~ **\$1,200** or both; and

23 2. For a second offense, imprisonment not exceeding 2 years
24 or a fine not exceeding ~~[\$2,000]~~ **\$2,400** or both.

25 (iii) For the purpose of determining subsequent offender penalties for
26 a violation of this paragraph, a prior conviction under this paragraph or subsection (a)(2),
27 (b)(2), or (d)(2) of this section shall be considered a prior conviction.

28 (d) (1) (i) A person may not drive or attempt to drive any vehicle while the
29 person is impaired by any controlled dangerous substance, as that term is defined in §
30 5-101 of the Criminal Law Article, if the person is not entitled to use the controlled
31 dangerous substance under the laws of this State.

32 (ii) A person convicted of a violation of this paragraph is subject to:

33 1. For a first offense, imprisonment not exceeding 1 year or a
34 fine not exceeding ~~[\$1,000]~~ **\$1,200** or both; and

1 2. For a second offense, imprisonment not exceeding 2 years
 2 or a fine not exceeding ~~[\$2,000]~~ \$2,400 or both.

3 (iii) For the purpose of determining subsequent offender penalties for
 4 a violation of this paragraph, a prior conviction under subsection (a), (b), or (c) of this section
 5 or § 8-738 of the Natural Resources Article, within 5 years before the conviction for a
 6 violation of this paragraph, shall be considered a prior conviction.

7 (2) (i) A person may not violate paragraph (1) of this subsection while
 8 transporting a minor.

9 (ii) A person convicted of a violation of this paragraph is subject to:

10 1. For a first offense, imprisonment not exceeding 2 years or a
 11 fine not exceeding \$2,000 or both; and

12 2. For a second offense, imprisonment not exceeding 3 years
 13 or a fine not exceeding \$3,000 or both.

14 (iii) For the purpose of determining subsequent offender penalties for
 15 a violation of this paragraph, a prior conviction under this paragraph or subsection (a)(2),
 16 (b)(2), or (c)(2) of this section shall be considered a prior conviction.

17 **Chapter 500 of the Acts of 2009**

18 SECTION 3. AND BE IT FURTHER ENACTED, That, during the 30-day period
 19 after the first work zone speed control system is in place, a law enforcement agency may issue
 20 warnings~~], but may not issue citations.]~~ OR CITATIONS for violations enforced in
 21 accordance with § 21-810 of the Transportation Article, as enacted by this Act.

22 ~~SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 24-204(d) of Article~~
 23 ~~Education of the Annotated Code of Maryland be repealed.~~

24 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 7-447.1(q) through
 25 (s) of Article – Education of the Annotated Code of Maryland be renumbered to be Section(s)
 26 7-447.1(r) through (t), respectively.

27 SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 5-315 of Article –
 28 Education of the Annotated Code of Maryland be repealed.

29 SECTION ~~3~~ 4. AND BE IT FURTHER ENACTED, That Section(s) 10-748 of
 30 Article – Tax – General of the Annotated Code of Maryland be repealed.

31 SECTION 5. AND BE IT FURTHER ENACTED, That Section 2 of Chapter 455 of
 32 the Acts of the General Assembly of 2023 be repealed.

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1 SECTION ~~4~~ ~~5~~ 6. AND BE IT FURTHER ENACTED, That, notwithstanding any
2 other provision of law, and unless inconsistent with a federal law, grant agreement, or other
3 federal requirement, or with the terms of a gift or settlement agreement, for fiscal years
4 2024 through 2028, net interest on all State money allocated by the State Treasurer under
5 § 6-226 of the State Finance and Procurement Article to special funds or accounts, and
6 otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall
7 accrue to the General Fund of the State, with the exception of the following funds:

8 (1) Maryland Housing Loan Funds of 1976, 1978, 1979, and 1984;

9 (2) Microsoft Cost Share Fund;

10 (3) Subsequent Injury Fund;

11 (4) Uninsured Employers' Fund;

12 (5) Energy Overcharge Restitution Fund;

13 (6) PEPCO/Connectiv Settlement Fund;

14 (7) Baseball Capital Improvements Fund;

15 (8) State Victims of Crime Fund;

16 (9) Juvenile Accountability Incentive Block Grant Fund;

17 (10) Victim and Witness Protection and Relocation Fund;

18 (11) Unclaimed Restitution – Victims of Crime;

19 (12) Justice Assistance Grant;

20 (13) Byrne Justice Assistance Grant;

21 (14) Scriven Estate Fund;

22 (15) Volunteer Company Assistance Fund;

23 (16) Radoff Memorial Fund;

24 (17) Archives Endowment Account within the Archives Fund;

25 (18) Ellefson Endowment Fund;

26 (19) Albert C. Ritchie Memorial Fund;

27 (20) Senior Prescription Drug Assistance Program Fund;

- 1 (21) State Employees and Retirees Health and Welfare Benefits Fund;
- 2 (22) State Retirement Agency Funds;
- 3 (23) Postretirement Health Benefits Trust Fund;
- 4 (24) Maryland Emergency Medical System Operations Fund;
- 5 (25) Community Services Trust Fund;
- 6 (26) Waiting List Equity Fund;
- 7 (27) Health Care Coverage Fund;
- 8 (28) Health Services Cost Review Commission Fund;
- 9 (29) Hospital Uncompensated Care Fund;
- 10 (30) funds in the accounts of Morgan State University;
- 11 (31) funds in the accounts of St. Mary's College of Maryland;
- 12 (32) funds in the accounts of the University System of Maryland;
- 13 (33) Maryland Prepaid College Trust Fund;
- 14 (34) Nurse Support Program Assistance Fund;
- 15 (35) funds in the accounts of the Baltimore City Community College;
- 16 (36) Education Trust Fund;
- 17 (37) Section 8 construction and administration funds administered by the
18 Department of Housing and Community Development;
- 19 (38) MacArthur Grant Fund;
- 20 (39) Maryland Water Quality Revolving Loan Fund;
- 21 (40) Maryland Drinking Water Revolving Loan Fund;
- 22 (41) Bay Restoration Fund;
- 23 (42) Strategic Energy Investment Fund;
- 24 (43) Criminal Injuries Compensation Fund;

- 1 (44) 50% of the interest from the 9–1–1 Trust Fund;
- 2 (45) all accounts within the State Reserve Fund;
- 3 (46) local revenue accounts collected by the Judiciary;
- 4 (47) Assistive Technology Loan Fund;
- 5 (48) Transportation Trust Fund;
- 6 (49) Maryland Innovation Initiative Fund;
- 7 (50) Family Security Trust Fund, subject to § 7–4A–03(d) of the Health
8 Occupations Article;
- 9 (51) the Baltimore City Public School Construction Facilities Fund;
- 10 (52) the Baltimore City Public School Construction Financing Fund;
- 11 (53) the Prekindergarten Expansion Fund;
- 12 (54) the Innovation Investment Fund;
- 13 (55) the Internet Crimes Against Children Task Force Fund;
- 14 (56) the Maryland Energy Innovation Fund;
- 15 (57) the Blueprint for Maryland’s Future Fund;
- 16 (58) the School Construction Revolving Loan Fund;
- 17 (59) the Supplemental Facilities Fund;
- 18 (60) the Prince George’s County Public–Private Partnership Fund;
- 19 (61) the Zero–Emission Vehicle School Bus Transition Fund;
- 20 (62) the Pedestrian Safety Fund;
- 21 (63) the Racing and Community Development Financing Fund;
- 22 (64) the Racing and Community Development Facilities Fund;
- 23 (65) the Supplemental Public School Construction Facilities Fund;
- 24 (66) the Supplemental Public School Construction Financing Fund;

- 1 (67) the Nancy K. Kopp Public School Facilities Priority Fund;
- 2 (68) the Historically Black Colleges and Universities Reserve Fund;
- 3 (69) the Digital Connectivity Fund;
- 4 (70) the Maternal and Child Health Population Health Improvement Fund;
- 5 (71) the Hagerstown Multi-Use Sports and Events Facility Fund;
- 6 (72) the Resilient Maryland Revolving Loan Fund;
- 7 (73) the Health Equity Resource Community Reserve Fund;
- 8 (74) the Climate Catalytic Capital Fund;
- 9 (75) the Sports Entertainment Facilities Financing Fund;
- 10 (76) the Prince George's County Blue Line Corridor Facility Fund;
- 11 (77) the 9-8-8 Trust Fund;
- 12 (78) the Maryland AIDS Drug Assistance Program Fund;
- 13 (79) the Sustainable Maryland Program Fund;
- 14 (80) the Child Care Capital Support Revolving Loan Fund;
- 15 (81) the Family and Medical Leave Insurance Fund;
- 16 (82) the Community Reinvestment and Repair Fund;
- 17 (83) the Camden Yards Baseball Sports Facility Supplemental Financing
18 Fund;
- 19 (84) the Camden Yards Football Sports Facility Supplemental Financing
20 Fund;
- 21 (85) the Bus Rapid Transit Fund; and
- 22 (86) the Transit-Oriented Development Capital Grant and Revolving Loan
23 Fund.

24 SECTION ~~5~~ 4 7. AND BE IT FURTHER ENACTED, That, notwithstanding any
25 other provision of law, on or before June 30, 2025, the Governor may transfer to the General
26 Fund the following:

1 ~~(1)~~ \$60,000,000 from the reserve account established by the
 2 State to pay unemployment compensation benefits for State employees;

3 ~~(2)~~ ~~\$5,750,000 from the Resilient Maryland Revolving Loan Fund~~
 4 ~~established under § 14-110.4 of the Public Safety Article; and~~

5 ~~(3)~~ ~~\$5,000,000 from the Maryland Pediatric Cancer Fund established~~
 6 ~~under § 20-120 of the Health General Article.~~

7 SECTION ~~6-5~~ 8. AND BE IT FURTHER ENACTED, That, notwithstanding any
 8 other provision of law, on or before June 30, 2025, the Governor may transfer to the
 9 Behavioral Health Administration the following:

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10 (1) \$1,648,669 of the funds in the Board of Professional Counselors and
 11 Therapists Fund established under § 17-206 of the Health Occupations Article;

12 (2) ~~\$776,646~~ \$426,551 of the funds in the State Board of Occupational
 13 Therapy Practice Fund established under § 10-206 of the Health Occupations Article; and

14 (3) ~~\$588,771~~ \$480,954 of the funds in the State Board of Examiners for
 15 Psychologists Fund established under § 18-207 of the Health Occupations Article.

16 SECTION ~~7-6~~ 9. AND BE IT FURTHER ENACTED, That, notwithstanding any
 17 other provision of law, on or before June 30, 2025, the Governor may transfer \$216,845
 18 from the Health Information Exchange Fund established under § 19-143 of the Health –
 19 General Article to the Medical Programs Administration to support information technology
 20 activities.

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21 SECTION ~~8-7~~ 10. AND BE IT FURTHER ENACTED, That, notwithstanding any
 22 other provision of law, on or before June 30, 2025, the Governor may transfer to the General
 23 Fund ~~\$193,830,236~~ \$193,474,476 from the Dedicated Purpose Account established under §
 24 7-310 of the State Finance and Procurement Article, including:

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25 (1) \$149,500,476 for cybersecurity;

26 (2) \$28,884,000 in capital pay-as-you-go funds for renovations to 2100
 27 Guilford Avenue and the adjacent parking structure;

28 (3) \$9,090,000 in capital pay-as-you-go funds for the Maryland
 29 Department of Emergency Management Headquarters Renovation and Expansion project
 30 at the Camp Fretterd Military Reservation in Reisterstown; and

31 (4) \$6,000,000 in capital pay-as-you-go funds for Conowingo Dam
 32 dredging; and

33 ~~(5)~~ ~~\$355,760 in other miscellaneous operating expenses.~~

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1 SECTION ~~9. 8.~~ 11. AND BE IT FURTHER ENACTED, That:

2 (a) (1) Notwithstanding any other provision of law and subject to paragraph
3 (2) of this subsection, on or before June 30, 2025, the Governor may transfer up to
4 \$90,000,000 of the funds in the Strategic Energy Investment Fund established under §
5 9–20B–05 of the State Government Article to the Dedicated Purpose Account established
6 under § 7–310 of the State Finance and Procurement Article.

7 (2) (i) The Governor may not include in the transfer authorized under
8 paragraph (1) of this subsection any funds in the Energy Assistance Account.

9 (ii) If the Governor transfers the funds authorized under paragraph
10 (1) of this subsection, the Governor shall include in the transfer at least:

11 1. \$43,100,000 from the Renewable Portfolio Standard ACP
12 Account;

13 2. \$40,000,000 from the Administration Account;

14 3. \$2,300,000 from the Low and Moderate Income Energy
15 Efficiency Account;

16 4. \$2,300,000 from the Energy Efficiency in all Sectors
17 Account; and

18 5. \$2,300,000 from the Renewable Energy and Climate
19 Change Account.

20 (b) (1) Subject to paragraph (2) of this subsection, the funds transferred from
21 the Strategic Energy Investment Fund in accordance with subsection (a) of this section may
22 be used to support the implementation of the Climate Solutions Act of 2022 and Maryland's
23 Climate Pollution Reduction Plan.

24 (2) At least 50% of the funds transferred from the Strategic Energy
25 Investment Fund shall be given to programs that support low- to moderate-income
26 communities located in a census tract with an average median income at or below 80% of
27 the average median income for the State or overburdened or underserved communities, as
28 defined in § 1–701 of the Environment Article.

29 SECTION ~~9. 12.~~ AND BE IT FURTHER ENACTED, That, notwithstanding any
30 other provision of law, on or before June 30, 2025, the Governor may transfer to the General
31 Fund \$14,000,000 from the Dedicated Purpose Account established under § 7–310 of the
32 State Finance and Procurement Article that was included in the fiscal year 2023 operating
33 budget (Chapter 484 of the Acts of 2022) for the Facilities Renewal – State Agencies
34 allocation to the Department of Natural Resources for critical maintenance.

1 SECTION ~~10~~ 13. AND BE IT FURTHER ENACTED, That, notwithstanding any
2 other provision of law, on or before June 30, 2025, the Governor may transfer to the General
3 Fund \$7,580,873 from the Dedicated Purpose Account established under § 7–310 of the
4 State Finance and Procurement Article that was included in the fiscal year 2023 operating
5 budget (Chapter 484 of the Acts of 2022) for assistance to assisted living facilities
6 (\$7,340,250), nursing homes (\$132,321), and hospitals (\$108,302) (M00A01.01).

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7 SECTION ~~11~~ 14. AND BE IT FURTHER ENACTED, That, notwithstanding any
8 other provision of law, on or before June 30, 2025, the Governor may transfer to the General
9 Fund \$4,500,000 from the Dedicated Purpose Account established under § 7–310 of the
10 State Finance and Procurement Article that was included in the fiscal year 2023 operating
11 budget (Chapter 484 of the Acts of 2022) for the Learning in Extended Academic Programs
12 (R00A02.13).

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13 SECTION ~~12~~ 15. AND BE IT FURTHER ENACTED, That, notwithstanding any
14 other provision of law, on or before June 30, 2025, the Governor may transfer to the
15 Department of Natural Resources up to \$6,678,827 from the available special fund balance
16 from the Program Open Space State land acquisition fund balance to replace general funds
17 budgeted for personnel expenses in the Department of Natural Resources for the Forest
18 Service (\$968,093) and the Maryland Park Service (\$5,710,734).

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19 SECTION ~~13~~ 16. AND BE IT FURTHER ENACTED, That the unexpended
20 appropriation under Board of Public Works – Capital Appropriation (D06E02.01) to provide
21 funding to Baltimore City Community College to demolish the Bard Building that was
22 included in the fiscal year 2022 operating budget (Chapter 357 of the Acts of 2021,
23 Supplemental Budget No. 4) is reduced by \$2,000,000 in general funds.

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24 SECTION ~~14~~ 17. AND BE IT FURTHER ENACTED, That, notwithstanding any
25 other provision of law, on or before June 30, 2024, the Governor may expand the allowable
26 use of the appropriation for the Living Classrooms Foundation under Miscellaneous Grants
27 – Capital Appropriation (H00H01.03) that was included in the fiscal year 2024 operating
28 budget (Chapter 101 of the Acts of 2023, Supplemental Budget No. 2, Item 83(13)) to include
29 insurance expenses.

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30 SECTION ~~15~~ 18. AND BE IT FURTHER ENACTED, That, notwithstanding any
31 other provision of law, on or before June 30, 2024, the Governor may transfer to the General
32 Fund \$150,000,000 from the Local Income Tax Reserve Account established under § 2–606
33 of the Tax – General Article representing funds identified in the Office of the Comptroller’s
34 fiscal year 2023 analysis as an overdistribution to the Account net of canceled repayments.

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35 SECTION 19. AND BE IT FURTHER ENACTED, That, notwithstanding any other
36 provision of law, on or before June 30, 2024, the Governor may transfer to the Blueprint for
37 Maryland’s Future Fund established under § 5–206 of the Education Article \$40,000,000
38 from the School Construction Revolving Loan Fund established under § 5–315 of the
39 Education Article.

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40 SECTION 20. AND BE IT FURTHER ENACTED, That:

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1 (a) The General Assembly intends that the transportation revenues raised in
 2 accordance with the provisions of this Act remain allocated within the Department of
 3 Transportation. Proposed revenue increases may not be credited to the Gasoline and Motor
 4 Vehicle Revenue Account. Nothing in this section is intended to prohibit the Department of
 5 Transportation from providing grants to local governments to restore transportation aid.

6 (b) It is further the intent of the General Assembly that the Department of
 7 Transportation allocate the revenues raised from this Act to restore and, if feasible, enhance
 8 allocations to:

9 (1) highway user aid to local governments in accordance with Title 8,
 10 Subtitle 4 of the Transportation Article;

11 (2) locally operated transit system grants awarded in accordance with
 12 Section 4-322 of the Transportation Article;

13 (3) Maryland Transit Administration operating;

14 (4) Maryland Transit Administration state of good repair and capital
 15 projects;

16 (5) State Highway Administration system preservation projects for
 17 highways, roads, and bridges;

18 (6) State Highway Administration highway, road, and bridge projects that
 19 were removed from or deleted in the Development and Evaluation Program and
 20 Construction Program in the Consolidated Transportation Program; and

21 (7) continue planning and developing for the Marylanders' future
 22 transportation needs, including the Red Line and other significant capital projects.

23 SECTION 21. AND BE IT FURTHER ENACTED, That:

24 (a) § 13-809(b)(2) of the Transportation Article as enacted by Section 1 of
 25 this Act shall be applicable to all certificates of title issued in the State on or after July 1,
 26 2024 but before July 1, 2029 and to all motor vehicles, trailers, or semitrailers subject to the
 27 excise tax that are in interstate operation and registered under § 13-109(c) or (d) of the
 28 Transportation Article without a certificate of title on or after July 1, 2024 but before July
 29 1, 2029; and

30 (b) § 13-809(b)(3) of the Transportation Article as enacted by Section 1 of
 31 this Act shall be applicable to all certificates of title issued in the State on or after July 1,
 32 2029 and to all motor vehicles, trailers, or semitrailers subject to the excise tax that are in
 33 interstate operation and registered under § 13-109(c) or (d) of the Transportation Article
 34 without a certificate of title on or after July 1, 2029.

1 SECTION ~~10. 16.~~ 22. AND BE IT FURTHER ENACTED, That this Act shall take
2 effect June 1, 2024.

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