

HOUSE BILL 133

B1, P1

(11r0632)

ENROLLED BILL

— Appropriations/Budget and Taxation —

Introduced by **Delegate Korman**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **State Finance and Procurement – Appropriation Reductions**
3 **(Board of Public Works Budget Reduction Clarification Act)**

4 FOR the purpose of limiting the authorization for the Governor, with the approval of the
5 Board of Public Works, to reduce certain appropriations to not more than a certain
6 percent of the total appropriation for any ~~line item~~ eight-digit program in the State
7 operating budget in any fiscal year; altering the number of ~~business~~ days the Board
8 must wait before approving a proposed reduction of an appropriation after the
9 Secretary of Budget and Management publishes and provides certain notice of the
10 proposed reduction; and generally relating to the State budget and the Department
11 of Budget and Management.

12 BY repealing and reenacting, with amendments,
13 Article – State Finance and Procurement
14 Section 7–213

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 Annotated Code of Maryland
2 (2015 Replacement Volume and 2020 Supplement)

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

5 **Article – State Finance and Procurement**

6 7–213.

7 (a) (1) Subject to paragraph (2) of this subsection and except as provided in
8 subsection (b) of this section, with the approval of the Board of Public Works, the Governor
9 may reduce, by not more than 25% ~~OF THE TOTAL APPROPRIATION~~ LEGISLATIVE
10 APPROPRIATION AS APPROVED BY THE GENERAL ASSEMBLY FOR ANY LINE ITEM
11 EIGHT-DIGIT PROGRAM IN THE STATE OPERATING BUDGET IN ANY FISCAL YEAR,
12 any appropriation:

13 (i) that the Governor considers unnecessary; or

14 (ii) that is subject to budgetary reductions required under the budget
15 bill as approved by the General Assembly.

16 (2) At least [3] ~~10 7 business~~ CALENDAR days before the Board of Public
17 Works may approve a proposed reduction of an appropriation under this subsection, the
18 Secretary of Budget and Management shall:

19 (i) publish on the Department of Budget and Management’s Web
20 site, in a machine-readable format, notice of the proposed reduction, including:

21 1. the name of the State agency or program for which the
22 appropriation is intended and a brief narrative summary of the impact of the proposed
23 reduction on the State agency or program;

24 2. the amount of the proposed reduction in both dollar and
25 percentage values;

26 3. the fund source of the appropriation subject to the
27 proposed reduction; and

28 4. any projected reductions in workforce as a result of the
29 proposed reduction;

30 (ii) provide the notice required under subparagraph (i) of this
31 paragraph to the Board of Public Works for publication, in a machine-readable format, on
32 the Board’s Web site; and

1 (iii) provide written notice of the proposed reduction, including the
2 items specified under subparagraph (i) of this paragraph, to:

- 3 1. the Legislative Policy Committee;
- 4 2. the Senate Budget and Taxation Committee; and
- 5 3. the House Appropriations Committee.

6 (b) (1) The Governor may not reduce an appropriation to the Legislative
7 Branch or the Judicial Branch of the State government.

8 (2) The Governor may not reduce an appropriation for:

- 9 (i) payment of the principal of or interest on the State debt;
- 10 (ii) public schools, including the Maryland School for the Deaf;
- 11 (iii) the Maryland School for the Blind; or
- 12 (iv) the salary of a public officer, during the term of office.

13 (3) Except as provided in § 8–109 of the State Personnel and Pensions
14 Article, the Governor may not reduce an appropriation for the salary of any nontemporary
15 employee in the State Personnel Management System.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
17 1, 2021.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.