

HOUSE BILL 72

B1

5lr0118
CF SB 57

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

Introduced and read first time: January 23, 2015

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Budget Reconciliation and Financing Act of 2015**

3 FOR the purpose of authorizing or altering the distribution of certain revenue; altering or
4 repealing certain required appropriations; authorizing the use of certain funds for
5 certain purposes; repealing a certain requirement for a certain notice relating to
6 abandoned property to be published in certain newspapers; requiring the
7 Comptroller to maintain an abandoned property database containing the names and
8 last known addresses, if any, of persons listed in certain reports; requiring the
9 Comptroller to maintain a certain Internet Web site relating to the abandoned
10 property database; requiring the Comptroller to publish certain notices on a certain
11 Internet Web site; altering the time period by which the Maryland Agricultural and
12 Resource-Based Industry Development Corporation is to become self-sufficient and
13 in no further need of certain operating support; altering the date for requiring the
14 establishment of a certain library; altering the method for calculating certain income
15 tax disparity grants; providing that certain payments in certain fiscal years be based
16 on certain revenues; repealing the State Police Helicopter Replacement Fund;
17 altering a certain provision that authorizes a certain refund to make it applicable to
18 State residents only; altering the amount of certificates for certain tax credits that
19 the Secretary of Business and Economic Development may issue; altering the date
20 by which the Governor is required to reduce a certain assessment by a certain
21 amount; clarifying language regarding a certain appropriation; requiring the Health
22 Services Cost Review Commission to enact certain policies to achieve certain savings
23 for certain fiscal years; setting certain limits on increases in payments to certain
24 providers for a certain fiscal year; prohibiting the payment of certain merit increases
25 or cost-of-living adjustments for certain State employees, except under certain
26 circumstances; providing that certain payments be deposited into the General Fund
27 for certain fiscal years; providing for the transfer of certain funds; setting certain
28 limits on increases on certain required appropriations; requiring that on or before a
29 certain date the Department of Health and Mental Hygiene make adjustments to
30 certain rates; providing for a certain reimbursement under certain circumstances;
31 altering the definition of certain terms; defining a certain term; making the

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 provisions of this Act severable; providing for the application of this Act; and
2 generally relating to the financing of State and local government.

3 BY repealing

4 Article – Commercial Law
5 Section 17–311(a) and (b)
6 Annotated Code of Maryland
7 (2013 Replacement Volume and 2014 Supplement)

8 BY adding to

9 Article – Commercial Law
10 Section 17–311(a), (b), and (c)
11 Annotated Code of Maryland
12 (2013 Replacement Volume and 2014 Supplement)

13 BY repealing and reenacting, with amendments,

14 Article – Commercial Law
15 Section 17–311(c)
16 Annotated Code of Maryland
17 (2013 Replacement Volume and 2014 Supplement)

18 BY repealing and reenacting, with amendments,

19 Article – Economic Development
20 Section 10–523(a)(3)(i) and (c)
21 Annotated Code of Maryland
22 (2008 Replacement Volume and 2014 Supplement)

23 BY repealing and reenacting, with amendments,

24 Article – Education
25 Section 5–202(a)(13)(ii), (iii), and (iv) and (k)(5), 16–305(c)(1)(i), 17–104(a)(1),
26 23–108(a), 23–205(c), (d), and (e), and 23–503(b)(1)
27 Annotated Code of Maryland
28 (2014 Replacement Volume and 2014 Supplement)

29 BY adding to

30 Article – Education
31 Section 5–202(a)(13)(v) and (vi), 16–305(c)(1)(iii) and (iv), and 17–104(a)(2) and (3)
32 Annotated Code of Maryland
33 (2014 Replacement Volume and 2014 Supplement)

34 BY repealing

35 Article – Education
36 Section 16–305(c)(1)(iii) and (iv) and 17–104(a)(2) and (3)
37 Annotated Code of Maryland
38 (2014 Replacement Volume and 2014 Supplement)

39 BY repealing and reenacting, with amendments,

- 1 Article – Health – General
2 Section 2–302(b)(3) and 7–307(d)(1)
3 Annotated Code of Maryland
4 (2009 Replacement Volume and 2014 Supplement)
- 5 BY repealing
6 Article – Health – General
7 Section 13–1116(a)(1)
8 Annotated Code of Maryland
9 (2009 Replacement Volume and 2014 Supplement)
- 10 BY adding to
11 Article – Health – General
12 Section 13–1116(a)(1)
13 Annotated Code of Maryland
14 (2009 Replacement Volume and 2014 Supplement)
- 15 BY repealing and reenacting, with amendments,
16 Article – Insurance
17 Section 31–107.2(a)
18 Annotated Code of Maryland
19 (2011 Replacement Volume and 2014 Supplement)
- 20 BY repealing and reenacting, with amendments,
21 Article – Local Government
22 Section 16–501(e)
23 Annotated Code of Maryland
24 (2013 Replacement Volume and 2014 Supplement)
- 25 BY adding to
26 Article – Local Government
27 Section 16–501(f)
28 Annotated Code of Maryland
29 (2013 Replacement Volume and 2014 Supplement)
- 30 BY repealing and reenacting, with amendments,
31 Article – Natural Resources
32 Section 5–212(g)(2) and 8–709(d)
33 Annotated Code of Maryland
34 (2012 Replacement Volume and 2014 Supplement)
- 35 BY repealing
36 Article – Public Safety
37 Section 2–801 and the subtitle “Subtitle 8. State Police Helicopter Replacement
38 Fund”
39 Annotated Code of Maryland
40 (2011 Replacement Volume and 2014 Supplement)

- 1 BY repealing and reenacting, with amendments,
2 Article – Public Safety
3 Section 4–506(a)
4 Annotated Code of Maryland
5 (2011 Replacement Volume and 2014 Supplement)
- 6 BY repealing and reenacting, with amendments,
7 Article – State Finance and Procurement
8 Section 7–311(j)(1) and 7–325(a)
9 Annotated Code of Maryland
10 (2009 Replacement Volume and 2014 Supplement)
- 11 BY repealing and reenacting, with amendments,
12 Article – Tax – General
13 Section 2–1302.1(b), 10–704(b)(2)(i), 10–730(f)(1), and 10–733(f)(3)(iv)
14 Annotated Code of Maryland
15 (2010 Replacement Volume and 2014 Supplement)
- 16 BY repealing and reenacting, without amendments,
17 Article – Tax – General
18 Section 10–704(d)
19 Annotated Code of Maryland
20 (2010 Replacement Volume and 2014 Supplement)
- 21 BY repealing and reenacting, with amendments,
22 Article – Tax – Property
23 Section 13–209(f)(2) and (h)
24 Annotated Code of Maryland
25 (2012 Replacement Volume and 2014 Supplement)
- 26 BY repealing
27 Article – Tax – Property
28 Section 13–209(g)
29 Annotated Code of Maryland
30 (2012 Replacement Volume and 2014 Supplement)
- 31 BY repealing and reenacting, with amendments,
32 Article – Transportation
33 Section 8–613.3
34 Annotated Code of Maryland
35 (2008 Replacement Volume and 2014 Supplement)
- 36 BY repealing and reenacting, with amendments,
37 Chapter 397 of the Acts of the General Assembly of 2011, as amended by Chapter
38 425 of the Acts of the General Assembly of 2013, and Chapter 464 of the Acts
39 of the General Assembly of 2014

1 Section 16

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

4 **Article – Commercial Law**

5 17–311.

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

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

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

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

17 (2) A statement that information concerning the amount or description of
18 the property and the name and address of the person who held the property may be
19 obtained by any person who possesses an interest in the property, by addressing an inquiry
20 to the Administrator; and

21 (3) A statement that a proof of claim may be presented by the owner to the
22 Administrator.]

23 **(A) IN THIS SECTION, “ABANDONED PROPERTY DATABASE” MEANS AN**
24 **ELECTRONIC DATABASE CONTAINING THE NAMES AND LAST KNOWN ADDRESSES, IF**
25 **ANY, OF PERSONS WHO APPEAR TO BE OWNERS OF ABANDONED PROPERTY.**

26 **(B) (1) THE ADMINISTRATOR SHALL MAINTAIN AN ABANDONED**
27 **PROPERTY DATABASE.**

28 **(2) WITHIN 365 DAYS AFTER THE FILING OF THE REPORT REQUIRED**
29 **BY § 17–310 OF THIS SUBTITLE, THE ADMINISTRATOR SHALL ADD TO THE**
30 **ABANDONED PROPERTY DATABASE THE NAMES AND LAST KNOWN ADDRESSES, IF**
31 **ANY, OF PERSONS LISTED IN THE REPORT.**

32 **(3) THE ADMINISTRATOR SHALL MAINTAIN AN INTERNET WEB SITE**
33 **THAT:**

1 **(I) PROVIDES REASONABLE MEANS BY WHICH A PERSON MAY**
2 **SEARCH THE ABANDONED PROPERTY DATABASE REQUIRED BY THIS SUBSECTION;**

3 **(II) CONTAINS A STATEMENT THAT INFORMATION CONCERNING**
4 **THE AMOUNT OR DESCRIPTION OF THE PROPERTY AND THE NAME AND ADDRESS OF**
5 **THE PERSON WHO HELD THE PROPERTY MAY BE OBTAINED BY ANY PERSON WHO**
6 **POSSESSES AN INTEREST IN THE PROPERTY, BY ADDRESSING AN INQUIRY TO THE**
7 **ADMINISTRATOR;**

8 **(III) CONTAINS A STATEMENT THAT A PROOF OF CLAIM MAY BE**
9 **PRESENTED BY THE OWNER TO THE ADMINISTRATOR; AND**

10 **(IV) INCLUDES A LINK TO AN ABANDONED PROPERTY CLAIM**
11 **FORM.**

12 **[(c)] (4) The Administrator is not required to [publish in the notice] INCLUDE**
13 **ON THE WEB SITE any item valued at less than \$100 unless the Administrator considers**
14 **the [publication] INCLUSION to be in the public interest.**

15 **(C) (1) THE ADMINISTRATOR SHALL PUBLISH NOTICE ON THE INTERNET**
16 **WEB SITE REQUIRED BY SUBSECTION (B)(3) OF THIS SECTION.**

17 **(2) THE NOTICE:**

18 **(I) SHALL ALSO BE PUBLISHED AT LEAST ONCE EACH**
19 **CALENDAR QUARTER IN ONE OR MORE NEWSPAPERS OF GENERAL CIRCULATION IN**
20 **EACH COUNTY OF THE STATE; AND**

21 **(II) SHALL CONTAIN:**

22 **1. A STATEMENT THAT THE ADMINISTRATOR**
23 **MAINTAINS RECORDS OF THE NAMES AND LAST KNOWN ADDRESSES, IF ANY, OF**
24 **PERSONS WHO APPEAR TO BE OWNERS OF ABANDONED PROPERTY;**

25 **2. A STATEMENT THAT ANY PERSON MAY SEARCH THE**
26 **ADMINISTRATOR'S ABANDONED PROPERTY RECORDS THROUGH THE**
27 **ADMINISTRATOR'S INTERNET WEB SITE;**

28 **3. THE ADDRESS OF THE INTERNET WEB SITE; AND**

29 **4. A PHONE NUMBER THAT A PERSON MAY CALL FOR**
30 **ASSISTANCE IF THEY LACK INTERNET ACCESS.**

1 **Article – Economic Development**

2 10–523.

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

6 1. [for fiscal year 2011, \$2,750,000;

7 2. for fiscal year 2012, \$2,750,000;

8 3. for fiscal year 2013, \$2,875,000;

9 4. for fiscal year 2014, \$2,875,000;

10 5.] for fiscal year 2015, \$2,875,000; and

11 [6.] 2. for each of the fiscal years 2016 through [2021] **2024**,
12 **[\$4,000,000] \$2,875,000.**

13 (c) The Corporation shall conduct its financial affairs so that, by [the] **FISCAL**
14 year [2021] **2025**, it is self-sufficient and in no further need of general operating support
15 by the State.

16 **Article – Education**

17 5–202.

18 (a) (13) “Target per pupil foundation amount” means:

19 (ii) Except as provided in items (iii) [and], (iv), **(V), AND (VI)** of this
20 paragraph, in subsequent fiscal years:

21 1. The target per pupil foundation amount for the prior fiscal
22 year increased by the same percentage as the lesser of:

23 A. The increase in the implicit price deflator for State and
24 local government expenditures for the second prior fiscal year;

25 B. The Consumer Price Index for All Urban Consumers for
26 the Washington–Baltimore metropolitan area, or any successor index, for the second prior
27 fiscal year; or

28 C. 5%; or

1 2. If there is no increase in the implicit price deflator for
2 State and local government expenditures for the second prior fiscal year or in the Consumer
3 Price Index for All Urban Consumers for the Washington–Baltimore metropolitan area, or
4 any successor index, for the second prior fiscal year, the target per pupil foundation amount
5 for the prior fiscal year;

6 (iii) In fiscal year 2012, \$6,694; [and]

7 (iv) In each of fiscal years 2013 through 2015:

8 1. The target per pupil foundation amount for the prior fiscal
9 year increased by the same percentage as the lesser of:

10 A. The increase in the implicit price deflator for State and
11 local government expenditures for the second prior fiscal year;

12 B. The Consumer Price Index for All Urban Consumers for
13 the Washington–Baltimore metropolitan area, or any successor index, for the second prior
14 fiscal year; or

15 C. 1%; or

16 2. If there is no increase in the implicit price deflator for
17 State and local government expenditures for the second prior fiscal year or in the Consumer
18 Price Index for All Urban Consumers for the Washington–Baltimore metropolitan area, or
19 any successor index, for the second prior fiscal year, the target per pupil foundation amount
20 for the prior fiscal year;

21 **(V) IN FISCAL YEAR 2016, \$6,860; AND**

22 **(VI) IN EACH OF FISCAL YEARS 2017 THROUGH 2020:**

23 **1. THE TARGET PER PUPIL FOUNDATION AMOUNT FOR**
24 **THE PRIOR FISCAL YEAR INCREASED BY THE SAME PERCENTAGE AS THE LESSER OF:**

25 **A. THE INCREASE IN THE IMPLICIT PRICE DEFLATOR**
26 **FOR STATE AND LOCAL GOVERNMENT EXPENDITURES FOR THE SECOND PRIOR**
27 **FISCAL YEAR;**

28 **B. THE CONSUMER PRICE INDEX FOR ALL URBAN**
29 **CONSUMERS FOR THE WASHINGTON–BALTIMORE METROPOLITAN AREA, OR ANY**
30 **SUCCESSOR INDEX, FOR THE SECOND PRIOR FISCAL YEAR; OR**

31 **C. 1%; AND**

1 **2. IF THERE IS NO INCREASE IN THE IMPLICIT PRICE**
 2 **DEFLATOR FOR STATE AND LOCAL GOVERNMENT EXPENDITURES FOR THE SECOND**
 3 **PRIOR FISCAL YEAR OR IN THE CONSUMER PRICE INDEX FOR ALL URBAN**
 4 **CONSUMERS FOR THE WASHINGTON–BALTIMORE METROPOLITAN AREA, OR ANY**
 5 **SUCCESSOR INDEX, FOR THE SECOND PRIOR FISCAL YEAR, THE TARGET PER PUPIL**
 6 **FOUNDATION AMOUNT SHALL BE THE AMOUNT FOR THE PRIOR FISCAL YEAR.**

7 (k) (5) If the amount of State aid for a county, using the calculation of State
 8 aid under paragraph (3)(ii) of this subsection, is the greater of the two calculations under
 9 paragraph (3) of this subsection, payment of any increase in State aid resulting from the
 10 difference between the two calculations shall be phased in as follows:

11 (i) For fiscal year 2014, 20 percent of the difference between the two
 12 calculations;

13 (ii) For fiscal year 2015, 40 percent of the difference between the two
 14 calculations;

15 (iii) For fiscal year 2016, [60] **40** percent of the difference between
 16 the two calculations;

17 (iv) For fiscal year 2017, [80] **60** percent of the difference between
 18 the two calculations; [and]

19 (v) For fiscal year 2018, **80 PERCENT OF THE DIFFERENCE**
 20 **BETWEEN THE TWO CALCULATIONS; AND**

21 **(VI) FOR FISCAL YEAR 2019**, and each fiscal year thereafter, the full
 22 amount of the calculation.

23 16–305.

24 (c) (1) (i) [The] **EXCEPT AS PROVIDED IN SUBPARAGRAPH (IV) OF**
 25 **THIS PARAGRAPH, THE** total State operating fund per full–time equivalent student to the
 26 community colleges for each fiscal year [other than fiscal year 2013,] as requested by the
 27 Governor shall be:

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

1 2. In fiscal year 2010, not less than an amount equal to 23.6%
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 3. In fiscal year 2011, not less than an amount equal to 21.8%
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 4. In fiscal year 2012, not less than an amount equal to 20%
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 5. In fiscal year 2014, an amount that is the greater of 19.7%
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 or \$1,839.47 per full-time equivalent student;

21 6. In fiscal year 2015, an amount that is the greater of 19.7%
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 or \$1,839.47 per full-time equivalent student;

26 7. In fiscal year 2016, not less than an amount equal to 20.0%
27 of the State's General Fund appropriation per full-time equivalent student to the 4-year
28 public institutions of higher education in the State as designated by the Commission for
29 the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article
30 in the same fiscal year;

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

36 **[9.] 2.** In fiscal year 2018, not less than an amount equal
37 to 21.0% of the State's General Fund appropriation per full-time equivalent student to the
38 4-year public institutions of higher education in the State as designated by the Commission
39 for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this
40 article in the same fiscal year;

1 [10.] 3. In fiscal year 2019, not less than an amount equal
2 to 22.0% of the State’s General Fund appropriation per full–time equivalent student to the
3 4–year public institutions of higher education in the State as designated by the Commission
4 for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this
5 article in the same fiscal year;

6 [11.] 4. In fiscal year 2020, not less than an amount equal
7 to 23% of the State’s General Fund appropriation per full–time equivalent student to the
8 4–year public institutions of higher education in the State as designated by the Commission
9 for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this
10 article in the same fiscal year;

11 [12.] 5. In fiscal year 2021, not less than an amount equal
12 to 25% of the State’s General Fund appropriation per full–time equivalent student to the
13 4–year public institutions of higher education in the State as designated by the Commission
14 for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this
15 article in the same fiscal year;

16 [13.] 6. In fiscal year 2022, not less than an amount equal
17 to 27% of the State’s General Fund appropriation per full–time equivalent student to the
18 4–year public institutions of higher education in the State as designated by the Commission
19 for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this
20 article in the same fiscal year; and

21 [14.] 7. In fiscal year 2023 and each fiscal year thereafter,
22 not less than an amount equal to 29% of the State’s General Fund appropriation per
23 full–time equivalent student to the 4–year public institutions of higher education in the
24 State as designated by the Commission for the purpose of administering the Joseph A.
25 Sellinger Program under Title 17 of this article in the same fiscal year.

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

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

- 31 1. Allegany College \$4,773,622;
- 32 2. Anne Arundel Community College \$27,235,329;
- 33 3. Community College of Baltimore County\$34,398,366;
- 34 4. Carroll Community College \$6,851,515;

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1	5.	Cecil Community College	\$4,645,751;
2	6.	College of Southern Maryland	\$10,902,580;
3	7.	Chesapeake College.....	\$5,675,815;
4	8.	Frederick Community College	\$8,145,648;
5	9.	Garrett College	\$2,246,709;
6	10.	Hagerstown Community College	\$6,965,064;
7	11.	Harford Community College	\$9,990,806;
8	12.	Howard Community College	\$12,584,485;
9	13.	Montgomery College.....	\$35,998,553;
10	14.	Prince George's Community College.....	\$22,013,074; and
11	15.	Wor–Wic Community College	\$6,748,796.]

(III) IN FISCAL YEAR 2016, THE TOTAL STATE OPERATING FUNDS FOR COMMUNITY COLLEGES SHALL BE \$218,744,622, TO BE DISTRIBUTED AS FOLLOWS:

15	1.	ALLEGANY COLLEGE	\$4,592,847;
16	2.	ANNE ARUNDEL COMMUNITY	
17		COLLEGE.....	\$27,461,464;
18	3.	COMMUNITY COLLEGE OF BALTIMORE	
19		COUNTY.....	\$38,157,317;
20	4.	CARROLL COMMUNITY COLLEGE.....	\$7,194,863;
21	5.	CECIL COMMUNITY COLLEGE.....	\$4,964,098;
22	6.	COLLEGE OF SOUTHERN MARYLAND.....	\$12,950,598;
23	7.	CHESAPEAKE COLLEGE	\$6,009,400;
24	8.	FREDERICK COMMUNITY COLLEGE	\$8,795,333;
25	9.	GARRETT COLLEGE	\$2,515,927;

- 1 10. HAGERSTOWN COMMUNITY COLLEGE\$7,500,700;
- 2 11. HARFORD COMMUNITY COLLEGE\$10,754,623;
- 3 12. HOWARD COMMUNITY COLLEGE.....\$15,643,389;
- 4 13. MONTGOMERY COLLEGE\$39,679,904;
- 5 14. PRINCE GEORGE’S COMMUNITY
- 6 COLLEGE.....\$25,800,203; AND
- 7 15. WOR-WIC COMMUNITY COLLEGE.....\$6,723,956.

8 (IV) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH
9 (I) OF THIS PARAGRAPH, FOR FISCAL YEAR 2017 AND EACH FISCAL YEAR
10 THEREAFTER, THE PERCENTAGE INCREASE IN APPROPRIATION OVER THE
11 PREVIOUS FISCAL YEAR MAY NOT EXCEED THE PERCENTAGE BY WHICH THE
12 PROJECTED TOTAL GENERAL FUND REVENUES FOR THE UPCOMING FISCAL YEAR
13 EXCEED THE REVISED ESTIMATE OF TOTAL GENERAL FUND REVENUES FOR THE
14 CURRENT FISCAL YEAR, AS REFLECTED IN THE DECEMBER REPORT OF ESTIMATED
15 STATE REVENUES SUBMITTED BY THE BOARD OF REVENUE ESTIMATES TO THE
16 GOVERNOR UNDER § 6-106(B) OF THE STATE FINANCE AND PROCUREMENT
17 ARTICLE, LESS 1%.

18 17-104.

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

25 (i) [In fiscal year 2009, an amount not less than 16% 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 preceding fiscal year;

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

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

1 (iv) In fiscal year 2012, an amount not less than 9.2% 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 (v) In fiscal year 2014, an amount that is the greater of 9.4% of the
5 State's 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 or \$875.53 per
7 full-time equivalent student;

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

12 (vii) In fiscal year 2016, an amount not less than 9.6% of the State's
13 General Fund per full-time equivalent student appropriation to the 4-year public
14 institutions of higher education in this State for the same fiscal year;

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

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

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

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

27 [(xii)] (V) In fiscal year 2021 and each fiscal year thereafter, an
28 amount not less than 15.5% of the State's General Fund per full-time equivalent student
29 appropriation to the 4-year public institutions of higher education in this State for the
30 same fiscal year.

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

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

3 (2) IN FISCAL YEAR 2016, THE TOTAL AMOUNT OF AID DUE TO ALL
4 INSTITUTIONS SHALL BE \$41,422,240 TO BE DISTRIBUTED AS FOLLOWS:

5 (I) CAPITOL COLLEGE \$497,379;

6 (II) NOTRE DAME OF MARYLAND UNIVERSITY \$1,460,006;

7 (III) WASHINGTON ADVENTIST UNIVERSITY \$834,640;

8 (IV) GOUCHER COLLEGE \$1,638,923;

9 (V) HOOD COLLEGE \$1,542,917;

10 (VI) JOHNS HOPKINS UNIVERSITY \$18,108,588;

11 (VII) LOYOLA UNIVERSITY MARYLAND \$4,792,569;

12 (VIII) MARYLAND INSTITUTE OF ART \$2,040,049;

13 (IX) MCDANIEL COLLEGE \$2,184,320;

14 (X) MOUNT ST. MARY’S UNIVERSITY \$1,754,630;

15 (XI) ST. JOHN’S COLLEGE \$548,433;

16 (XII) SOJOURNER–DOUGLASS COLLEGE \$855,898;

17 (XIII) STEVENSON UNIVERSITY \$3,653,834; AND

18 (XIV) WASHINGTON COLLEGE \$1,510,054.

19 (3) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (1) OF THIS
20 SUBSECTION, FOR FISCAL YEAR 2017 AND EACH FISCAL YEAR THEREAFTER, THE
21 PERCENTAGE INCREASE IN APPROPRIATION OVER THE PREVIOUS FISCAL YEAR MAY
22 NOT EXCEED THE PERCENTAGE BY WHICH THE PROJECTED TOTAL GENERAL FUND
23 REVENUES FOR THE UPCOMING FISCAL YEAR EXCEED THE REVISED ESTIMATE OF
24 TOTAL GENERAL FUND REVENUES FOR THE CURRENT FISCAL YEAR, AS REFLECTED
25 IN THE DECEMBER REPORT OF ESTIMATED STATE REVENUES SUBMITTED BY THE
26 BOARD OF REVENUE ESTIMATES TO THE GOVERNOR UNDER § 6–106(B) OF THE
27 STATE FINANCE AND PROCUREMENT ARTICLE, LESS 1%.

1 23-108.

2 (a) [The] **ON OR AFTER OCTOBER 1, 2015,** THE Division of Library
3 Development and Services shall establish the Deaf Culture Digital Library as the primary
4 information center on deaf resources for library customers and staff in the State.

5 23-205.

6 (c) (1) Each year each participating regional resource center shall receive a
7 minimum amount of funding for each resident of the area served, to be used for operating
8 and capital expenses.

9 (2) The allocation shall be calculated as follows:

10 (i) For each of fiscal years 2011 through 2015.....\$6.75 per each
11 resident of the area served;

12 (ii) For fiscal year 2016.....~~[\$7.50]~~ **\$6.95** per each resident of the
13 area served;

14 (iii) For fiscal year 2017..... ~~[\$8.25]~~ **\$7.15** per each resident of the
15 area served;

16 (iv) For fiscal year 2018..... ~~[\$8.50]~~ **\$7.35** per each resident of the
17 area served; [and]

18 **(V) FOR FISCAL YEAR 2019..... \$7.55 PER EACH RESIDENT**
19 **OF THE AREA SERVED;**

20 **(VI) FOR FISCAL YEAR 2020..... \$7.75 PER EACH RESIDENT**
21 **OF THE AREA SERVED;**

22 **(VII) FOR FISCAL YEAR 2021..... \$7.95 PER EACH RESIDENT**
23 **OF THE AREA SERVED;**

24 **(VIII) FOR FISCAL YEAR 2022..... \$8.15 PER EACH RESIDENT**
25 **OF THE AREA SERVED;**

26 **(IX) FOR FISCAL YEAR 2023..... \$8.35 PER EACH RESIDENT**
27 **OF THE AREA SERVED;**

28 **(X) FOR FISCAL YEAR 2024..... \$8.55 PER EACH RESIDENT**
29 **OF THE AREA SERVED; AND**

1 [(v)] (XI) For fiscal year [2019] 2025 and each fiscal year
2 thereafter..... \$8.75 per each resident of the area served.

3 (d) (1) Each year the State Library Resource Center shall receive a minimum
4 amount of funding for each State resident in the previous fiscal year, to be used for
5 operating and capital expenses.

6 (2) The allocation shall be calculated as follows:

7 (i) For each of fiscal years 2010 through 2016.....\$1.67 per State
8 resident;

9 (ii) For fiscal year 2017.....[\$1.73] \$1.69 per State resident;

10 (iii) For fiscal year 2018.....[\$1.79] \$1.71 per State resident;

11 [and]

12 (IV) FOR FISCAL YEAR 2019..... \$1.73 PER STATE
13 RESIDENT;

14 (V) FOR FISCAL YEAR 2020..... \$1.75 PER STATE
15 RESIDENT;

16 (VI) FOR FISCAL YEAR 2021..... \$1.77 PER STATE
17 RESIDENT;

18 (VII) FOR FISCAL YEAR 2022..... \$1.79 PER STATE
19 RESIDENT;

20 (VIII) FOR FISCAL YEAR 2023..... \$1.81 PER STATE
21 RESIDENT;

22 (IX) FOR FISCAL YEAR 2024..... \$1.83 PER STATE
23 RESIDENT; AND

24 [(iv)] (X) For fiscal year [2019] 2025 and each fiscal year
25 thereafter.....\$1.85 per State resident.

26 (e) [Beginning in fiscal year 2016 and in each fiscal year thereafter, the] THE
27 Maryland Library for the Blind and Physically Handicapped shall receive an amount
28 equivalent to [at least 25%] THE PERCENTAGE of the amount received by the State
29 Library Resource Center for the same fiscal year under subsection (d) of this section AS
30 FOLLOWS:

31 (1) FOR FISCAL YEAR 2016, 2.5%;

- 1 **(2) FOR FISCAL YEAR 2017, 5%;**
2 **(3) FOR FISCAL YEAR 2018, 7.5%;**
3 **(4) FOR FISCAL YEAR 2019, 10%;**
4 **(5) FOR FISCAL YEAR 2020, 12.5%;**
5 **(6) FOR FISCAL YEAR 2021, 15%;**
6 **(7) FOR FISCAL YEAR 2022, 17.5%;**
7 **(8) FOR FISCAL YEAR 2023, 20%;**
8 **(9) FOR FISCAL YEAR 2024, 22.5%; AND**
9 **(10) FOR FISCAL YEAR 2025 AND EACH FISCAL YEAR THEREAFTER,**
10 **25%.**

11 23–503.

12 (b) (1) Each county public library system that participates in the minimum
13 library program shall be provided for each resident of the county, to be used for operating
14 and capital expenses:

- 15 (i) For each of fiscal years 2011 through 2015 – \$14.00;
16 (ii) For fiscal year 2016 – [~~\$15.00~~] **\$14.27**;
17 (iii) For fiscal year 2017 – [~~\$16.00~~] **\$14.54**;
18 (iv) For fiscal year 2018 – [~~\$16.30~~] **\$14.81**; [and]
19 **(V) FOR FISCAL YEAR 2019 – \$15.08;**
20 **(VI) FOR FISCAL YEAR 2020 – \$15.35;**
21 **(VII) FOR FISCAL YEAR 2021 – \$15.62;**
22 **(VIII) FOR FISCAL YEAR 2022 – \$15.89;**
23 **(IX) FOR FISCAL YEAR 2023 – \$16.16;**

1 **(X) FOR FISCAL YEAR 2024 – \$16.43; AND**

2 **[(v)] (XI) For fiscal year [2019] 2025 and each fiscal year thereafter**
 3 **– \$16.70.**

4 **Article – Health – General**

5 2–302.

6 (b) The funding shall be:

7 (3) For **EACH OF** fiscal [year] **YEARS** 2015 and [each subsequent fiscal
 8 year] **2016, \$41,743,209; AND**

9 (4) **FOR FISCAL YEAR 2017 AND EACH SUBSEQUENT FISCAL YEAR**, the
 10 amount of funding for the preceding fiscal year adjusted for:

11 (i) Inflation, as measured by the Consumer Price Index (All Urban
 12 Consumers), for the second preceding fiscal year, calculated by the U.S. Department of
 13 Commerce; and

14 (ii) Population growth, as measured by the growth in the total
 15 population of the State for the second preceding fiscal year, according to the most recent
 16 statistics available through the Department of Health and Mental Hygiene.

17 7–307.

18 (d) (1) The Governor’s proposed budget for fiscal year 2016 shall include a
 19 **[3.5%] 1.75%** rate increase for community service providers over the funding provided in
 20 the legislative appropriation for Object 08 Contractual Services in Program M00M01.02
 21 Community Services for fiscal year 2015.

22 13–1116.

23 (a) **[(1)] (i)** For each of fiscal years 2011 and 2012:

24 1. The Governor shall include at least \$2,400,000 in the
 25 annual budget in appropriations for the Statewide Academic Health Center Cancer
 26 Research Grants under this section; and

27 2. The Grants shall be distributed between the Statewide
 28 Academic Health Centers as follows:

29 A. \$2,007,300 to the University of Maryland Medical Group;
 30 and

1 B. \$392,700 to the Johns Hopkins Institutions.

2 (ii) For fiscal year 2013 and each fiscal year thereafter:

3 1. The Governor shall include at least \$13,000,000 in the
4 annual budget in appropriations for the Statewide Academic Health Center Cancer
5 Research Grants under this section; and

6 2. The Grants shall be distributed according to historical
7 allocations between the Academic Health Centers.]

8 **(1) FOR FISCAL YEAR 2016 AND EACH FISCAL YEAR THEREAFTER,**
9 **THE GOVERNOR SHALL INCLUDE AT LEAST \$5,800,000 IN THE ANNUAL BUDGET IN**
10 **APPROPRIATIONS FOR THE STATEWIDE ACADEMIC HEALTH CENTER CANCER**
11 **RESEARCH GRANTS UNDER THIS SECTION.**

12 **Article – Insurance**

13 31–107.2.

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

18 **[(2) (i)]** For State fiscal year 2015, the appropriation shall be no less than
19 \$10,000,000.

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

22 **Article – Local Government**

23 16–501.

24 (e) **(1) THIS SUBSECTION DOES NOT APPLY TO FISCAL YEARS BEGINNING**
25 **WITH FISCAL YEAR 2016.**

26 **(2)** Except as provided in paragraph **[(2)] (3)** of this subsection, for fiscal
27 year 2011 and each subsequent fiscal year, the distribution provided to any county or
28 Baltimore City under this section may not exceed the amount distributed to the county or
29 Baltimore City for fiscal year 2010.

30 **[(2)] (3) (i)** If a county or Baltimore City has a county income tax rate
31 of at least 2.8% but less than 3%, the county or Baltimore City may receive a minimum of
32 20% of the amount determined under subsection (c)(3) of this section.

1 (ii) If a county or Baltimore City has a county income tax rate of at
2 least 3% but less than 3.2%, the county or Baltimore City may receive a minimum of 40%
3 of the amount determined under subsection (c)(3) of this section.

4 (iii) If a county or Baltimore City has a county income tax rate of at
5 least 3.2%, the county or Baltimore City may receive a minimum of 60% of the amount
6 determined under subsection (c)(3) of this section.

7 **(F) (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, IN**
8 **FISCAL YEAR 2016 AND EACH FISCAL YEAR THEREAFTER THE TOTAL AMOUNT OF**
9 **THE DISTRIBUTION PROVIDED UNDER THIS SECTION MAY NOT EXCEED**
10 **\$127,708,537.**

11 **(2) IF THE TOTAL AMOUNT REQUIRED BY CALCULATING THE GRANTS**
12 **UNDER SUBSECTION (C) OF THIS SECTION WOULD EXCEED \$127,708,537, THE**
13 **GRANTS SHALL BE ALLOCATED IN THE SAME PROPORTION AS WOULD BE PROVIDED**
14 **UNDER SUBSECTION (C) OF THIS SECTION.**

15 **Article – Natural Resources**

16 5–212.

17 (g) (2) For fiscal years 2012 [and], 2013, **2015, AND 2016** only, the payments
18 under paragraph (1)(ii) of this subsection shall be based only on the revenue derived from
19 sales of timber.

20 8–709.

21 (d) Notwithstanding the provisions of subsection (a) of this section:

22 (1) For fiscal year 2006 through fiscal year 2009, as provided in the State
23 budget, the Department may use up to the following percentage of the moneys in the
24 Waterway Improvement Fund for administrative expenses directly relating to
25 implementing the purposes of the Waterway Improvement Fund:

26 (i) In fiscal year 2006, 8%;

27 (ii) In fiscal year 2007, 6%;

28 (iii) In fiscal year 2008, 4%; and

29 (iv) In fiscal year 2009, 2%; and

30 (2) **[For] EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS**
31 **SUBSECTION, FOR EACH OF THE** fiscal years after fiscal year 2009, the Department may

1 use up to \$750,000 in the Waterway Improvement Fund for administrative expenses
2 directly relating to implementing the purposes of the Waterway Improvement Fund.

3 **(3) FOR FISCAL YEAR 2016 ONLY, THE DEPARTMENT MAY USE UP TO**
4 **\$1,625,000 IN THE WATERWAY IMPROVEMENT FUND FOR ADMINISTRATIVE**
5 **EXPENSES DIRECTLY RELATING TO IMPLEMENTING THE PURPOSES OF THE**
6 **WATERWAY IMPROVEMENT FUND.**

7 **Article – Public Safety**

8 **[Subtitle 8. State Police Helicopter Replacement Fund.]**

9 **[2–801.**

10 (a) In this section, “Fund” means the State Police Helicopter Replacement Fund.

11 (b) There is a State Police Helicopter Replacement Fund.

12 (c) (1) The Fund is a special, nonlapsing fund that is not subject to § 7–302 of
13 the State Finance and Procurement Article.

14 (2) The Treasurer shall hold the Fund separately and the Comptroller shall
15 account for the Fund.

16 (d) The Fund consists of:

17 (1) money received by the Fund under § 7–301(f) of the Courts Article;

18 (2) investment earnings of the Fund; and

19 (3) money received by the Fund from any other source.

20 (e) Any investment earnings of the Fund shall be separately accounted for and
21 credited to the Fund and are not subject to § 6–226(a) of the State Finance and Procurement
22 Article.

23 (f) The money in the Fund may be used only for the procurement by the
24 Department of new helicopters and auxiliary helicopter equipment, ground support
25 equipment, and other capital equipment related to helicopters.]

26 **4–506.**

27 (a) **(1) [Subject] EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
28 **SUBSECTION AND SUBJECT** to § 4–507 of this subtitle and the limitations and
29 requirements provided in this subtitle, each fiscal year the State shall pay to each county

1 and each qualifying municipality, in the manner provided in this subtitle, an amount
2 determined as provided in this section.

3 **(2) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE,**
4 **FOR EACH OF FISCAL YEARS 2015 AND 2016, THE TOTAL AMOUNT OF THE GRANTS**
5 **PROVIDED UNDER THIS SUBTITLE SHALL BE \$67,277,067.**

6 **Article – State Finance and Procurement**

7 7–311.

8 (j) (1) Except as provided in paragraph (2) of this subsection [and § 13–209(g)
9 of the Tax – Property Article], for fiscal year 2007 and for each subsequent fiscal year, the
10 Governor shall include in the budget bill an appropriation to the Account equal to the
11 amount by which the unappropriated General Fund surplus as of June 30 of the second
12 preceding fiscal year exceeds \$10,000,000.

13 7–325.

14 (a) (1) [In each of fiscal years 2011 and 2012, the Governor shall include in the
15 annual budget bill submitted to the General Assembly a General Fund appropriation for
16 the Maryland State Arts Council of not less than \$13,298,434] **FOR FISCAL YEAR 2016,**
17 **THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL SUBMITTED TO THE**
18 **GENERAL ASSEMBLY A GENERAL FUND APPROPRIATION FOR THE MARYLAND**
19 **STATE ARTS COUNCIL OF \$15,418,942.**

20 (2) For fiscal year [2013] **2017** and each fiscal year thereafter, the
21 Governor shall include in the annual budget bill submitted to the General Assembly a
22 General Fund appropriation for the Maryland State Arts Council in an amount not less
23 than the amount of the General Fund appropriation for the Council as approved in the
24 State budget as enacted by the General Assembly for the prior fiscal year, increased by not
25 less than the percentage by which the projected total General Fund revenues for the
26 upcoming fiscal year exceed the revised estimate of total General Fund revenues for the
27 current fiscal year, as contained in the report of estimated State revenues submitted by the
28 Board of Revenue Estimates to the Governor under § 6–106(b) of this article.

29 **Article – Tax – General**

30 2–1302.1.

31 (b) For each fiscal year beginning on or before July 1, [2014] **2015**, after the
32 distribution required under subsection (a)(1) of this section, the Comptroller shall
33 distribute the remainder of the sales and use tax collected on short-term vehicle rentals
34 under § 11–104(c) of this article as follows:

35 (1) to the General Fund of the State:

- 1 (i) **[\$15,169,444 for the fiscal year beginning July 1, 2011;**
 2 (ii) **\$10,076,582 for the fiscal year beginning July 1, 2012;**
 3 (iii) **\$14,535,845 for the fiscal year beginning July 1, 2013; and]**
 4 **[(iv)] \$9,249,199 for the fiscal year beginning July 1, 2014; and**
 5 **(II) \$8,639,632 FOR THE FISCAL YEAR BEGINNING JULY 1, 2015;**

6 **AND**

- 7 (2) the remainder to the Chesapeake Bay 2010 Trust Fund.

8 10-704.

9 (b) (2) (i) **[An individual] EXCEPT AS PROVIDED IN SUBSECTION (D) OF**
 10 **THIS SECTION FOR A PART-YEAR RESIDENT, A RESIDENT** may claim a refund in the
 11 amount, if any, by which the applicable percentage specified in subparagraph (ii) of this
 12 paragraph of the earned income credit allowable for the taxable year under § 32 of the
 13 Internal Revenue Code exceeds the State income tax for the taxable year.

14 (d) For an individual who is a nonresident or is a resident of the State for only a
 15 part of the year, the amount of the credit or refund allowed under this section shall be
 16 determined based on the part of the earned income credit allowable for the taxable year
 17 under § 32 of the Internal Revenue Code that is attributable to Maryland, determined by
 18 multiplying the federal earned income credit by a fraction:

19 (1) the numerator of which is the Maryland adjusted gross income of the
 20 individual; and

21 (2) the denominator of which is the federal adjusted gross income of the
 22 individual.

23 10-730.

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

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

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

28 (iii) for fiscal year 2016, **[\$7,500,000] \$6,816,237.**

29 10-733.

1 (f) (3) (iv) 1. [For] **EXCEPT AS PROVIDED IN SUBSUBPARAGRAPH 2**
2 **OF THIS SUBPARAGRAPH, FOR** each fiscal year, the Governor shall include in the budget
3 bill an appropriation of at least \$2,000,000 to the Reserve Fund.

4 **2. IN FISCAL YEAR 2016, THE GOVERNOR SHALL**
5 **INCLUDE IN THE BUDGET BILL AN APPROPRIATION OF AT LEAST \$1,500,000 TO THE**
6 **RESERVE FUND.**

7 **Article – Tax – Property**

8 13–209.

9 (f) (2) For any fiscal year in which the actual transfer tax revenue collections
10 are less than the revenue estimates used as the basis for the appropriations required under
11 this section, the amount of the deficiency shall be reconciled as follows:

12 (i) for the first \$3,000,000 of any deficiency, the allocation to the
13 special fund under subsection (a) of this section as provided under subsections (c) and (d)
14 of this section for the second fiscal year following the deficiency shall be reduced by either
15 the amount of the deficiency or \$3,000,000, whichever is less; [and]

16 (ii) for any deficiency in excess of \$3,000,000, the amount in excess
17 of \$3,000,000 shall be reconciled either by the reduction of the allocation to the special fund
18 under subsection (a) of this section as provided under subsections (c) and (d) of this section
19 for the second fiscal year following the deficiency or by the deauthorization of projects
20 authorized in prior fiscal years; **AND**

21 **(III) FOR THE ALLOCATION OF THE SPECIAL FUND UNDER**
22 **SUBSECTION (A) OF THIS SECTION, IN THE FISCAL YEAR BEGINNING JULY 1, 2016,**
23 **TRANSFER TAX REVENUE UNDER-ATTAINMENT FROM THE FISCAL YEAR BEGINNING**
24 **JULY 1, 2014, WILL NOT BE APPLIED.**

25 [(g) (1) Notwithstanding § 7–311(j) of the State Finance and Procurement
26 Article, subject to paragraph (3) of this subsection, for fiscal year 2016 and for each
27 subsequent fiscal year, if the unappropriated General Fund surplus as of June 30 of the
28 second preceding year exceeds \$10,000,000, the Governor shall include in the budget bill a
29 General Fund appropriation to the special fund under subsection (a) of this section in an
30 amount equal to at least the lesser of \$50,000,000 or the excess surplus over \$10,000,000.

31 (2) For any fiscal year to which this subsection applies:

32 (i) unless the unappropriated General Fund surplus as of June 30
33 of the second preceding fiscal year exceeds the sum of \$10,000,000 and the amount required
34 to be appropriated to the special fund under paragraph (1) of this subsection, the

1 appropriation to the Revenue Stabilization Account under § 7–311(j) of the State Finance
2 and Procurement Article is not required; and

3 (ii) if the unappropriated General Fund surplus as of June 30 of the
4 second preceding fiscal year exceeds the sum of \$10,000,000 and the amount required to be
5 appropriated to the special fund under paragraph (1) of this subsection, the appropriation
6 required to the Revenue Stabilization Account under § 7–311(j) of the State Finance and
7 Procurement Article shall equal the amount by which that surplus exceeds the sum of
8 \$10,000,000 and the amount appropriated to the special fund under paragraph (1) of this
9 subsection.

10 (3) (i) The cumulative amount required to be appropriated to the
11 special fund under paragraph (1) of this subsection for all fiscal years shall equal the
12 cumulative amount of any appropriation or transfer from the special fund to the General
13 Fund for fiscal year 2006 and for each subsequent fiscal year, reduced by:

14 1. the amount of any appropriation or transfer from the
15 General Fund to the special fund for any fiscal year in excess of the amount required under
16 paragraph (1) of this subsection for that fiscal year; and

17 2. the amount of any appropriation or transfer from the
18 General Fund to the special fund for any fiscal year in which the appropriation under
19 paragraph (1) of this subsection is not required.

20 (ii) This subsection does not apply to any fiscal year if a cumulative
21 amount has been appropriated to the special fund for prior fiscal years under this
22 subsection equal to the cumulative amount of any appropriation or transfer from the special
23 fund to the General Fund for fiscal year 2006 and for each subsequent fiscal year, reduced
24 by:

25 1. the amount of any appropriation or transfer from the
26 General Fund to the special fund for any fiscal year in excess of the amount required under
27 paragraph (1) of this subsection for that fiscal year; and

28 2. the amount of any appropriation or transfer from the
29 General Fund to the special fund for any fiscal year in which the appropriation under
30 paragraph (1) of this subsection is not required.]

31 **[(h)] (G)** (1) The distributions required under this subsection may not be
32 utilized or considered for the purposes of calculating any allocation or appropriation under
33 subsection (f) **[or (g)]** of this section.

34 (2) Notwithstanding any other provision of law, the Governor may transfer
35 funds from the special fund established under this section to the General Fund as follows:

36 (i) on or before June 30, 2014, \$89,198,555;

- 1 (ii) for the fiscal year beginning July 1, 2014, \$144,188,544;
- 2 (iii) for the fiscal year beginning July 1, 2015, **[\$77,654,000]**
3 **\$115,366,700;**
- 4 (iv) for the fiscal year beginning July 1, 2016, \$82,771,000; and
- 5 (v) for the fiscal year beginning July 1, 2017, \$86,028,000.

6 Article – Transportation

7 8–613.3.

8 The Governor shall include in the annual operating or capital budget **OF THE**
9 **DEPARTMENT** an appropriation [to the Administration] to be used to comply with the
10 Watershed Implementation Plan in the amount of:

- 11 (1) \$45,000,000 for fiscal year 2015;
- 12 (2) \$65,000,000 for fiscal year 2016;
- 13 (3) \$85,000,000 for fiscal year 2017;
- 14 (4) \$100,000,000 for fiscal year 2018; and
- 15 (5) \$100,000,000 for fiscal year 2019.

16 Chapter 397 of the Acts of 2011, as amended by Chapter 425 of the Acts of 2013, 17 and Chapter 464 of the Acts of 2014

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

20 (a) For fiscal year 2012, the Health Services Cost Review Commission shall
21 approve a combination of hospital assessments and remittances in the amount of
22 \$389,825,000 to support the general operations of the Medicaid program. The Commission
23 may reduce assessments or remittances by the amount of any reduction in State Medicaid
24 expenditures that will result from any Commission–approved changes in hospital rates or
25 policies.

26 (b) For fiscal years 2013 and 2014, the Commission and the Department of Health
27 and Mental Hygiene shall adopt policies that will provide at least \$389,825,000 from a
28 combination of special fund revenues and General Fund savings from reduced hospital or
29 other payments made by the Medicaid program. The policies adopted under this subsection
30 shall be in lieu of the hospital assessment and remittance revenue generated in fiscal year
31 2012, but may include hospital assessments and remittances. To the maximum extent

1 possible, the Commission and the Department shall adopt policies that preserve the State
2 Medicare waiver.

3 (c) For fiscal year 2015 and every fiscal year thereafter, the Commission and the
4 Department of Health and Mental Hygiene shall adopt policies that will provide up to
5 \$389,825,000 in special fund revenues from hospital assessment and remittance revenue.
6 Beginning with the State budget submission for fiscal year [2016] **2017**, the Governor shall
7 reduce the budgeted Medicaid Deficit Assessment by the full amount of hospital inpatient
8 and outpatient General Fund savings that accrue to the Medicaid program as a result of
9 the implementation of Maryland's all-payer model contract approved by the federal Center
10 for Medicare and Medicaid Innovation. The extent of General Fund savings shall be
11 calculated by the Health Services Cost Review Commission and the Department of Health
12 and Mental Hygiene using a methodology developed by the Commission and the
13 Department of Health and Mental Hygiene in consultation with the Maryland Hospital
14 Association. The Commission and the Department of Health and Mental Hygiene shall
15 model the methodology for calculating General Fund savings in the Medicaid program by
16 comparing an average baseline of Maryland Medicaid total risk-adjusted hospital
17 expenditures per beneficiary over a reasonable period of time before the implementation of
18 the Maryland all-payer model contract to the actual Maryland Medicaid total
19 risk-adjusted hospital expenditures per beneficiary during the period under Maryland's
20 all-payer model contract. To the extent that the Commission takes other actions that
21 reduce Medicaid costs, those savings shall also be used to reduce the budgeted Medicaid
22 Deficit Assessment. To the maximum extent possible, the Commission and the Department
23 of Health and Mental Hygiene shall adopt policies that preserve the State's Medicare
24 waiver.

25 **(D) (1) FROM THE RECOGNITION OF ADDITIONAL HOSPITAL INPATIENT**
26 **AND OUTPATIENT SAVINGS DUE TO A DECREASE IN UNCOMPENSATED CARE, THE**
27 **HEALTH SERVICES COST REVIEW COMMISSION SHALL ENACT POLICIES THAT WILL**
28 **ACHIEVE GENERAL FUND SAVINGS TO THE MEDICAID PROGRAM OF AT LEAST:**

29 **(I) \$8,000,000 IN FISCAL YEAR 2015; AND**

30 **(II) \$16,700,000 IN FISCAL YEAR 2016.**

31 **(2) IF THE POLICIES ENACTED UNDER PARAGRAPH (1) OF THIS**
32 **SUBSECTION FAIL TO ACHIEVE THE REQUIRED SAVINGS IN EACH FISCAL YEAR, THE**
33 **HEALTH SERVICES COST REVIEW COMMISSION SHALL ENACT POLICIES TO LOWER**
34 **HOSPITAL BILLING RATES FOR MEDICARE AND MEDICAID PATIENTS SUFFICIENT TO**
35 **ACHIEVE THE TOTAL SAVINGS REQUIRED FOR EACH FISCAL YEAR.**

36 **(3) IF THE POLICIES ENACTED UNDER PARAGRAPHS (1) AND (2) OF**
37 **THIS SUBSECTION FAIL TO ACHIEVE THE REQUIRED SAVINGS IN EACH FISCAL YEAR,**
38 **THE HEALTH SERVICES COST REVIEW COMMISSION SHALL ENACT POLICIES TO**

1 INCREASE THE MEDICAID DEFICIT ASSESSMENT TO A LEVEL SUFFICIENT TO
2 ACHIEVE THE TOTAL SAVINGS REQUIRED FOR EACH FISCAL YEAR.

3 (4) THE SAVINGS REQUIRED UNDER THIS SUBSECTION SHALL BE IN
4 ADDITION TO THE AMOUNT PROVIDED FOR IN SUBSECTION (C) OF THIS SECTION.

5 SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding any other
6 provision of law, for fiscal year 2016, there shall be no increase in rates to providers of
7 nonpublic placements under § 8–406 of the Education Article over the rates in effect on
8 June 30, 2014.

9 SECTION 3. AND BE IT FURTHER ENACTED, That, for fiscal year 2016,
10 payments to providers with rates set by the Interagency Rates Committee under § 8–417
11 of the Education Article may not increase over the rates in effect on June 30, 2014.

12 SECTION 4. AND BE IT FURTHER ENACTED, That, notwithstanding any other
13 provision of law:

14 (a) Except as otherwise provided in this section, State employees employed by any
15 entity, including the University System of Maryland, Morgan State University, and St.
16 Mary's College of Maryland, may not receive merit increases or cost-of-living adjustments
17 in fiscal year 2016.

18 (b) This provision does not affect:

19 (1) Salaries for constitutional officers or members of the General Assembly;
20 or

21 (2) Increases necessary for the retention of faculty in the University
22 System of Maryland, Morgan State University, or St. Mary's College of Maryland.

23 SECTION 5. AND BE IT FURTHER ENACTED, That, notwithstanding any other
24 provision of law, for fiscal year 2016 the Department of Housing and Community
25 Development may use up to \$2,400,000 of the funds in the Housing Counseling and
26 Foreclosure Mediation Fund established under § 4–507 of the Housing and Community
27 Development Article for administrative expenses.

28 SECTION 6. AND BE IT FURTHER ENACTED, That, notwithstanding any other
29 provision of law:

30 (a) Subject to subsection (b) of this section, for fiscal year 2015, funds in the
31 Maryland Health Insurance Plan Fund established under § 14–504 of the Insurance Article
32 may be used by the Department of Health and Mental Hygiene to fund provider
33 reimbursements in the Medicaid program.

34 (b) The amount of funds that may be used under this section shall be the greater
35 of:

1 (1) \$45,000,000; or

2 (2) The nonfederal share of the Medicare or Medicaid programs.

3 SECTION 7. AND BE IT FURTHER ENACTED, That, notwithstanding any other
4 provision of law, for fiscal years 2015 and 2016, any payment received by the Department
5 of Business and Economic Development as a repayment of a loan under § 7–314 of the State
6 Finance and Procurement Article shall be deposited in the General Fund.

7 SECTION 8. AND BE IT FURTHER ENACTED, That, notwithstanding any other
8 provision of law, on or before June 30, 2015, the Governor may transfer to the General
9 Fund:

10 \$10,500,000 from the unencumbered balance in the accounts of Program Open Space
11 established under Title 5, Subtitle 9 of the Natural Resources Article;

12 \$6,000,000 of the funds in the Maryland Strategic Energy Investment Fund
13 established under § 9–20B–05 of the State Government Article;

14 \$4,000,000 of the funds in the accounts of the Baltimore City Community College;

15 \$4,000,000 of the funds in the reserve account established by the State to pay
16 unemployment compensation for State employees;

17 \$3,000,000 of the funds in the Jane E. Lawton Conservation Fund established under
18 § 9–20A–07 of the State Government Article;

19 \$3,000,000 from the funds of the Mortgage Lender–Originator Fund established
20 under § 11–610 of the Financial Institutions Article;

21 \$2,500,000 of the funds in the Board of Nursing Fund established under § 8–206 of
22 the Health Occupations Article;

23 \$2,180,000 of the funds in the Waterway Improvement Fund established under §
24 8–707 of the Natural Resources Article;

25 \$1,800,000 of the funds in the Board of Physicians Fund established under § 14–207
26 of the Health Occupations Article;

27 \$1,700,000 of the funds in the accounts of the Health Personnel Shortage Incentive
28 Grant Program established under § 18–803 of the Education Article that are paid to the
29 Program from the Board of Physicians Fund under § 14–207(c)(2)(i) of the Health
30 Occupations Article;

31 \$1,600,000 of the funds in the State Board of Pharmacy Fund established under §
32 12–206 of the Health Occupations Article;

1 \$1,375,000 of the funds in the Bay Restoration Fund established under § 9–1605.2
2 of the Environment Article; and

3 \$1,000,000 of the funds in the Spinal Cord Injury Research Trust Fund established
4 under § 13–1406 of the Health – General Article.

5 SECTION 9. AND BE IT FURTHER ENACTED, That, notwithstanding any other
6 provision of law, on or before June 30, 2015, the Governor may transfer to the General Fund
7 the balance of the funds in the State Police Helicopter Replacement Fund established under
8 § 2–801 of the Public Safety Article.

9 SECTION 10. AND BE IT FURTHER ENACTED, That, notwithstanding any other
10 provision of law, on or before June 30, 2016, the Governor may transfer to the General Fund
11 \$4,000,000 of the funds in the reserve account established by the State to pay
12 unemployment compensation for State employees.

13 SECTION 11. AND BE IT FURTHER ENACTED, That, notwithstanding any other
14 provision of law:

15 (a) In fiscal year 2015, \$4,073,964 of the funds that would otherwise be allocated
16 as video lottery terminal local impact grants under § 9–1A–31 of the State Government
17 Article shall be allocated to the Education Trust Fund; and

18 (b) In fiscal year 2016, \$3,887,697 of the funds that would otherwise be allocated
19 as video lottery terminal local impact grants under § 9–1A–31 of the State Government
20 Article shall be allocated to the Education Trust Fund.

21 SECTION 12. AND BE IT FURTHER ENACTED, That:

22 (a) On or before June 30, 2015, the Comptroller shall distribute \$100,000,000
23 from the Local Reserve Account established under § 2–606 of the Tax – General Article to
24 the General Fund; and

25 (b) During fiscal year 2016, the State shall pay \$100,000,000 to the Local Reserve
26 Account established under § 2–606 of the Tax – General Article to repay the transfer to the
27 General Fund authorized under subsection (a) of this section.

28 SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other
29 provision of law, for fiscal year 2017 and each fiscal year thereafter:

30 (a) For any appropriation that is required by statute, the percentage funding
31 increase over the previous fiscal year may not exceed the percentage by which the projected
32 total General Fund revenues for the upcoming fiscal year exceed the revised estimate of
33 total General Fund revenues for the current fiscal year, as reflected in the December report
34 of estimated State revenues submitted by the Board of Revenue Estimates to the Governor
35 under § 6–106(b) of the State Finance and Procurement Article, less 1%.

1 (b) Subsection (a) of this section does not apply to:

2 (1) funding required for State aid to public elementary and secondary
3 education as provided under Title 5, Subtitle 2 and §§ 8-310.3, 8-317, 8-406, 8-415, and
4 23-503 of the Education Article; or

5 (2) the State's employer contribution to the State Retirement and Pension
6 System required under § 21-308 of the State Personnel and Pensions Article.

7 SECTION 14. AND BE IT FURTHER ENACTED, That, on or before June 30, 2015,
8 the Department of Health and Mental Hygiene shall make adjustments to Managed Care
9 Organization capitation rates, including at least \$10,000,000 in general funds, for
10 estimated insufficient loss ratios in calendar year 2014. The adjustments under this section
11 shall be credited toward the maximum adjustment amount based on each Managed Care
12 Organization's final calendar year 2014 loss ratio, as determined under Code of Maryland
13 Regulations 10.09.65.19-5. To the extent that the Department determines that the
14 maximum adjustment amount based on a Managed Care Organization's final calendar year
15 2014 loss ratio is less than the adjustment under this section, the Managed Care
16 Organization shall be reimbursed at an amount equal to the difference.

17 SECTION 15. AND BE IT FURTHER ENACTED, That, if any provision of this Act
18 or the application thereof to any person or circumstance is held invalid for any reason in a
19 court of competent jurisdiction, the invalidity does not affect other provisions or any other
20 application of this Act that can be given effect without the invalid provision or application,
21 and for this purpose the provisions of this Act are declared severable.

22 SECTION 16. AND BE IT FURTHER ENACTED, That § 10-704 of the Tax -
23 General Article, as enacted by Section 1 of this Act, shall be applicable to all taxable years
24 beginning after December 31, 2014.

25 SECTION 17. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 June 1, 2015.