

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

A BILL ENTITLED

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; authorizing the State Department of
5 Education to make certain alterations to enrollment in the Child Care Scholarship
6 Program in effect as of a certain date; altering the Senator John A. Cade Funding
7 Formula for community colleges; altering the program of State aid to private
8 nonprofit institutions of higher education known as the Joseph A. Sellinger Program;
9 ~~authorizing the Developmental Disabilities Administration to establish certain~~
10 ~~limits on certain goods and services provided to certain recipients; clarifying a~~
11 certain calculation for State aid to certain institutions of higher education;
12 authorizing or altering the distribution of certain revenue; specifying that a certain
13 provision regarding interest earnings for certain special funds does not apply for
14 certain fiscal years; ~~repealing the requirement for the Governor to provide hard~~
15 ~~copies of the budget books;~~ repealing certain provisions that authorized certain offsets for
16 administrative and operational expenses for the Board of Trustees for the State
17 Retirement and Pension System and the State Retirement Agency; requiring a
18 certain percentage of the Maryland Transit Administration's bus fleet purchases to
19 be zero-emission buses; ~~repealing the requirement for the Motor Vehicle~~
20 ~~Administration to issue, and for vehicle owners to display, a validation tab on a~~
21 ~~license plate to evidence payment of a vehicle's annual registration fee; repealing~~
22 ~~certain required appropriations to the Maryland Public Broadcasting Commission;~~
23 ~~repealing a certain small business relief tax credit; requiring interest earnings for~~
24 ~~certain special funds to accrue to the General Fund of the State during certain fiscal~~
25 ~~years; authorizing the transfer of certain funds; and generally relating to the~~
26 ~~financing of State and local government.~~
27

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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.



- 1 BY repealing and reenacting, with amendments,
 2 Article – Agriculture
 3 Section 10–407(d)
 4 Annotated Code of Maryland
 5 (2016 Replacement Volume and 2023 Supplement)
- 6 BY repealing and reenacting, without amendments,
 7 Article – Commercial Law
 8 Section 14–4101(a) and (c)
 9 Annotated Code of Maryland
 10 (2013 Replacement Volume and 2023 Supplement)
- 11 BY repealing and reenacting, with amendments,
 12 Article – Commercial Law
 13 Section 14–4104(a)
 14 Annotated Code of Maryland
 15 (2013 Replacement Volume and 2023 Supplement)
- 16 BY repealing and reenacting, without amendments,
 17 Article – Education
 18 Section 5–315(a), ~~7–447.1(a)(1) and (3) through (6)~~, 9.5–111(a)(1) and (3), 16–305(a),
 19 and 17–101
 20 Annotated Code of Maryland
 21 (2022 Replacement Volume and 2023 Supplement)
- 22 BY repealing and reenacting, with amendments,
 23 Article – Education
 24 Section 5–315(l), ~~7–447.1(p)~~, 9.5–111(d)(2) and (3), 16–305(b) through (d), 16–512,
 25 and 17–104
 26 Annotated Code of Maryland
 27 (2022 Replacement Volume and 2023 Supplement)
- 28 BY adding to
 29 Article – Education
 30 Section 9.5–111(d)(4)
 31 Annotated Code of Maryland
 32 (2022 Replacement Volume and 2023 Supplement)
- 33 BY repealing and reenacting, without amendments,
 34 Article – Health – General
 35 Section ~~7–101(a), (b), and (c)~~ 15–1004(a)
 36 Annotated Code of Maryland
 37 (2023 Replacement Volume)
- 38 BY repealing and reenacting, with amendments,
 39 Article – Health – General
 40 Section ~~7–409(e)~~ 15–1004(f)

- 1 Annotated Code of Maryland
- 2 (2023 Replacement Volume)

- 3 BY repealing and reenacting, without amendments,
- 4 Article – Housing and Community Development
- 5 Section 6–1101(a) and (b)
- 6 Annotated Code of Maryland
- 7 (2019 Replacement Volume and 2023 Supplement)

- 8 BY repealing and reenacting, with amendments,
- 9 Article – Housing and Community Development
- 10 Section 6–1102(e)
- 11 Annotated Code of Maryland
- 12 (2019 Replacement Volume and 2023 Supplement)

- 13 BY repealing and reenacting, with amendments,
- 14 Article – Natural Resources
- 15 Section 4–209(k), 5–307(f), and 8–2A–02(f)(4)(i)
- 16 Annotated Code of Maryland
- 17 (2023 Replacement Volume and 2023 Supplement)

- 18 BY repealing and reenacting, without amendments,
- 19 Article – Natural Resources
- 20 Section 5–307(a) and 8–2A–02(a)
- 21 Annotated Code of Maryland
- 22 (2023 Replacement Volume and 2023 Supplement)

- 23 ~~BY repealing and reenacting, without amendments,~~
- 24 ~~Article – Public Safety~~
- 25 ~~Section 4–1011(a)~~
- 26 ~~Annotated Code of Maryland~~
- 27 ~~(2022 Replacement Volume and 2023 Supplement)~~

- 28 ~~BY repealing and reenacting, with amendments,~~
- 29 ~~Article – Public Safety~~
- 30 ~~Section 4–1011(b)~~
- 31 ~~Annotated Code of Maryland~~
- 32 ~~(2022 Replacement Volume and 2023 Supplement)~~

- 33 BY repealing and reenacting, with amendments,
- 34 Article – State Finance and Procurement
- 35 Section 6–104(e), ~~6–226(a)(2)(i)~~, ~~7–115(b)~~, and ~~7–311(j)~~ and 6–226(a)(2)(i)
- 36 Annotated Code of Maryland
- 37 (2021 Replacement Volume and 2023 Supplement)

- 38 ~~BY repealing and reenacting, without amendments,~~
- 39 ~~Article – State Finance and Procurement~~

1 ~~Section 7-115(a) and 7-311(a)(1) and (2)~~
 2 ~~Annotated Code of Maryland~~
 3 ~~(2021 Replacement Volume and 2023 Supplement)~~

4 BY repealing and reenacting, without amendments,
 5 Article – State Government
 6 Section 9-101(a), (b), (d), and (g)
 7 Annotated Code of Maryland
 8 (2021 Replacement Volume and 2023 Supplement)

9 BY repealing and reenacting, with amendments,
 10 Article – State Government
 11 Section 9-117(a)
 12 Annotated Code of Maryland
 13 (2021 Replacement Volume and 2023 Supplement)

14 BY repealing and reenacting, with amendments,
 15 Article – State Personnel and Pensions
 16 Section 21-308(a)
 17 Annotated Code of Maryland
 18 (2015 Replacement Volume and 2023 Supplement)

19 BY repealing
 20 Article – State Personnel and Pensions
 21 Section 21-316(e)(6)
 22 Annotated Code of Maryland
 23 (2015 Replacement Volume and 2023 Supplement)

24 BY repealing and reenacting, without amendments,
 25 Article – Tax – General
 26 Section 2-606(e)
 27 Annotated Code of Maryland
 28 (2022 Replacement Volume and 2023 Supplement)

29 BY repealing and reenacting, with amendments,
 30 Article – Tax – General
 31 Section 2-606(h)
 32 Annotated Code of Maryland
 33 (2022 Replacement Volume and 2023 Supplement)

34 BY repealing and reenacting, without amendments,
 35 Article – Transportation
 36 Section 7-101(a) and (b), ~~11-101 through 11-103, and 13-413(a)~~
 37 Annotated Code of Maryland
 38 (2020 Replacement Volume and 2023 Supplement)

39 ~~BY repealing and reenacting, without amendments,~~

1 ~~Article – Transportation~~
 2 ~~Section 7–205(c)(1)~~
 3 ~~Annotated Code of Maryland~~
 4 ~~(2020 Replacement Volume and 2023 Supplement)~~
 5 ~~(As enacted by Chapters 11 and 20 of the Acts of the General Assembly of the 2021~~
 6 ~~Special Session)~~

7 ~~BY repealing and reenacting, with amendments,~~
 8 ~~Article – Transportation~~
 9 ~~Section 7–205(c)(2)~~
 10 ~~Annotated Code of Maryland~~
 11 ~~(2020 Replacement Volume and 2023 Supplement)~~
 12 ~~(As enacted by Chapters 11 and 20 of the Acts of the General Assembly of the 2021~~
 13 ~~Special Session)~~

14 BY repealing and reenacting, with amendments,
 15 Article – Transportation
 16 Section 7–406(c)(1) and (2), ~~8–403(b), 13–410(e), 13–411(d) and (e), 13–412(a), (b)(1),~~
 17 ~~and (e), 13–413(b), and 13–415(a) through (e), (g), and (h) and 8–403(b)~~
 18 Annotated Code of Maryland
 19 (2020 Replacement Volume and 2023 Supplement)

20 ~~BY repealing~~
 21 ~~Article – Education~~
 22 ~~Section 24–204(d)~~
 23 ~~Annotated Code of Maryland~~
 24 ~~(2022 Replacement Volume and 2023 Supplement)~~

25 BY repealing
 26 Article – Tax – General
 27 Section 10–748
 28 Annotated Code of Maryland
 29 (2022 Replacement Volume and 2023 Supplement)

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

32 **Article – Agriculture**

33 10–407.

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

38 **Article – Commercial Law**

1 14-4101.

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

3 (c) "Office" means the Office of the Attorney General.

4 14-4104.

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

2

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

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

12 and

13 [(iii)] 3. Financial consumer protection laws.

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

2
cont

18 1. **CONSUMER PROTECTION LAWS UNDER THIS TITLE;**

19 2. **CONSUMER PROTECTION LAWS UNDER TITLE 13 OF**
20 **THIS ARTICLE; AND**

21 3. **FINANCIAL CONSUMER PROTECTION LAWS.**

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

24 (i) Staffing costs associated with hiring new employees; and

25 (ii) Investigations of alleged violations of consumer protection laws
26 in the State.

27 **Article – Education**

28 5-315.

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

2 (1) (1) In fiscal year 2023, the Governor shall include in the annual budget bill
3 an appropriation of at least \$40,000,000 to the Fund.

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

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

9 ~~7-447.1.~~

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

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

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

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

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

21 ~~(ii) Local school systems;~~

22 ~~(iii) Local community schools;~~

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

25 ~~(v) Local health departments;~~

26 ~~(vi) Nonprofit hospitals;~~

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

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

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

- 1 ~~(x) Telemedicine providers;~~
- 2 ~~(xi) Federally qualified health centers; and~~
- 3 ~~(xii) Students, parents, and guardians.~~

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

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

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

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

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

14 ~~(5) (i) The Fund is a special, nonlapsing fund that is not subject to §~~
 15 ~~7-302 of the State Finance and Procurement Article.~~

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

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

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

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

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

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

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

27 ~~(ii) Providing grants to coordinated community supports~~
 28 ~~partnerships to deliver services and supports to meet students’ holistic behavioral health~~
 29 ~~needs and to address other related challenges; [and]~~

1 ~~(H) PROVIDING SCHOOL BASED BEHAVIORAL HEALTH~~
 2 ~~SERVICES; AND~~

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

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

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

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

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

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

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

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

14 ~~[(0)] (10) (i) The State Treasurer shall invest the money of the Fund in~~
 15 ~~the same manner as other State money may be invested.~~

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

17 ~~[(10)] (11) Expenditures from the Fund may be made only in accordance~~
 18 ~~with the State budget.~~

19 9.5-111.

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

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

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

25 (i) Increase the copayment levels;

26 (ii) Reduce the reimbursement rates; ~~OR~~

27 (iii) Reduce the income eligibility requirements~~;~~ or

1 (iv) Implement a freeze in Program enrollment~~].~~

2 (3) (i) The Department may alter the Program in effect as of January
3 1, 2023, by increasing the copayment levels, reducing the reimbursement rates, OR
4 reducing the income eligibility requirements, [or implementing a freeze in Program
5 enrollment,] if:

6 1. The Department submits a notification to the Senate
7 Budget and Taxation Committee, the Senate Committee on Education, Energy, and the
8 Environment, the House Appropriations Committee, and the House Ways and Means
9 Committee, in accordance with § 2–1257 of the State Government Article, on the intended
10 Program alterations, including the reason for, and expected duration of, the proposed
11 actions; and

12 2. The Program alterations identified in the notification are
13 not implemented until the completion of the regular legislative session immediately
14 following the submission of the notification.

15 (ii) If the Board of Public Works approves budget reductions for the
16 Program under § 7–213 of the State Finance and Procurement Article for a certain fiscal
17 year, the Department may increase the copayment levels, reduce the reimbursement rates,
18 OR reduce the income eligibility requirements[, or implement a freeze in Program
19 enrollment] at any time during the fiscal year.

20 **(4) THE DEPARTMENT MAY ALTER THE PROGRAM IN EFFECT AS OF**
21 **JANUARY 1, 2023, BY IMPLEMENTING A FREEZE IN PROGRAM ENROLLMENT IF THE**
22 **DEPARTMENT SUBMITS A NOTIFICATION TO THE SENATE BUDGET AND TAXATION**
23 **COMMITTEE, THE SENATE COMMITTEE ON EDUCATION, ENERGY, AND THE**
24 **ENVIRONMENT, THE HOUSE APPROPRIATIONS COMMITTEE, AND THE HOUSE WAYS**
25 **AND MEANS COMMITTEE, IN ACCORDANCE WITH § 2–1257 OF THE STATE**
26 **GOVERNMENT ARTICLE, AT LEAST 60 DAYS BEFORE IMPLEMENTING A FREEZE IN**
27 **PROGRAM ENROLLMENT AND INCLUDING THE REASON FOR, AND EXPECTED**
28 **DURATION OF, THE ENROLLMENT FREEZE.**

29 16–305.

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

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

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

35 (3) “Board” means:

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

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

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

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

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

14 (i) [Fixed costs;

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

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

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

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

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

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

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

1 (10) “Small community college” means:

- 2 (i) Allegany College of Maryland;
- 3 (ii) Garrett College;
- 4 (iii) Hagerstown Community College;
- 5 (iv) Carroll Community College;
- 6 (v) Cecil Community College;
- 7 (vi) Chesapeake College; or
- 8 (vii) Wor–Wic Community College.

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

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

14 ~~(12)~~ **(13)** “Student credit hours” means student credit hours, including
15 those earned by a P–TECH student as provided in § 7–1804(c) of this article, or contact
16 hours, which are eligible, under the regulations issued by the Maryland Higher Education
17 Commission, for inclusion in State funding calculations.

18 ~~(13)~~ **(14)** “Total State operating fund” means the sum of community
19 college State appropriations for direct grants.

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

23 1. In fiscal year 2009, not less than an amount equal to
24 26.25% of the State’s General Fund appropriation per full–time equivalent student to the
25 4–year public institutions of higher education in the State as designated by the Commission
26 for the purpose of administering the Joseph A. Sellinger Program under Title 17 of this
27 article in the previous fiscal year;

28 2. In fiscal year 2010, not less than an amount equal to 23.6%
29 of the State’s General Fund appropriation per full–time equivalent student to the 4–year
30 public institutions of higher education in the State as designated by the Commission for
31 the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article
32 in the same fiscal year;

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

16 6. In fiscal year 2015, 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 7. In fiscal year 2017, not less than an amount equal to 20.5%
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;

26 8. In fiscal year 2018, not less than an amount equal to 21.0%
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 9. In fiscal year 2019, not less than an amount equal to 22.0%
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 10. In fiscal year 2020, not less than an amount equal to 23%
37 of the State's General Fund appropriation per full-time equivalent student to the 4-year
38 public institutions of higher education in the State as designated by the Commission for

1 the purpose of administering the Joseph A. Sellinger Program under Title 17 of this article
2 in the same fiscal year;

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

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

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

18 14. **IN FISCAL YEAR 2025 AND EACH FISCAL YEAR**
19 **THEREAFTER, NOT LESS THAN AN AMOUNT EQUAL TO ~~26.5%~~ 27.2% OF THE STATE'S**
20 **GENERAL FUND APPROPRIATION PER FULL-TIME EQUIVALENT STUDENT TO THE**
21 **4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE STATE AS**
22 **DESIGNATED BY THE COMMISSION FOR THE PURPOSE OF ADMINISTERING THE**
23 **JOSEPH A. SELLINGER PROGRAM UNDER TITLE 17 OF THIS ARTICLE ~~IN THE SAME~~**
24 **~~FISCAL YEAR.~~**

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

28 1. Noncapital appropriations from the Higher Education
29 Investment Fund; and

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

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

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

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

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

1. Allegany College \$4,850,443;
2. Anne Arundel Community College \$28,715,483;
3. Community College of Baltimore County \$38,637,668;
4. Carroll Community College \$7,345,653;
5. Cecil Community College \$5,108,064;
6. College of Southern Maryland \$13,017,885;
7. Chesapeake College \$6,142,473;

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- 1 8. Frederick Community College \$8,975,284;
- 2 9. Garrett College \$2,561,002;
- 3 10. Hagerstown Community College \$7,620,412;
- 4 11. Harford Community College \$10,865,634;
- 5 12. Howard Community College \$15,723,055;
- 6 13. Montgomery College \$40,000,786;
- 7 14. Prince George's Community College \$26,072,537; and
- 8 15. Wor-Wic Community College \$7,108,241.

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

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

- 13 (i) The [fixed costs component;
- 14 (ii) The marginal] BASE costs component; AND
- 15 [(iii)] (II) The size factor component[; and
- 16 (iv) A hold harmless component].

17 [(4) (i) The funds available for the fixed costs component shall be a set
18 percentage of the year's total State operating fund as follows:

- 19 1. For fiscal year 1998, 36% of total funding;
- 20 2. For fiscal year 1999, 37% of total funding; and
- 21 3. For fiscal year 2000 and each fiscal year thereafter, 38%

22 of total funding.

23 (ii) The funds available for the fixed costs component shall be divided
24 and distributed to the community colleges in the same proportion in which the direct grants
25 were distributed in the prior fiscal year.]

1 ~~[(5)] (4)~~ ~~[(i)]~~ For each board, the ~~[marginal]~~ **BASE** costs component
2 shall be ~~[the product of]~~ the ~~[dollar amount]~~ **TOTAL STATE OPERATING FUND** per
3 full-time equivalent student ~~[multiplied by the number of full-time equivalent students at~~
4 ~~the board's community college or colleges.~~

5 (ii) The dollar amount per full-time equivalent student shall be
6 calculated by dividing 60% of the total State operating fund for the fiscal year by the total
7 number of full-time equivalent students at community colleges statewide.

8 (iii) In determining the marginal costs component for a board, the
9 number of full-time equivalent students at all campuses and colleges operated by the board
10 shall be added together] **TO THE COMMUNITY COLLEGES.**

11 ~~[(6)] (5)~~ (i) The size factor component shall be ~~[2% of]~~ the year's total
12 State operating fund **MULTIPLIED BY 2%**.

13 (ii) Except as provided in subparagraph (iii) of this paragraph, the
14 funds available for the size factor component shall be divided and distributed equally to
15 each board that operates a community college or colleges at which the total number of
16 full-time equivalent students is less than or equal to 80% of the statewide median.

17 (iii) 1. Beginning with the first fiscal year that a board no longer
18 meets the eligibility requirements under subparagraph (ii) of this paragraph, the board
19 shall continue to receive a percentage of the size factor component that the board received
20 in the last fiscal year for which the board was eligible, as follows:

- 21 A. 80% for the first fiscal year;
- 22 B. 60% for the second fiscal year;
- 23 C. 40% for the third fiscal year;
- 24 D. 20% for the fourth fiscal year; and
- 25 E. 0% for the fifth and each subsequent fiscal year.

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

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

32 ~~[(7)] (i)~~ A board shall be eligible for a hold harmless component
33 beginning in fiscal year 1998 if the sum of the board's fixed costs, marginal costs, and size

1 factor components for the fiscal year is less than the board's total State share in the prior
2 fiscal year.

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

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

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

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

16 16-512.

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

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

24 (i) In fiscal year 2009, not less than an amount equal to 67.25% of
25 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 previous fiscal year;

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

34 (iii) In fiscal year 2011, not less than an amount equal to 65.5% of the
35 State's General Fund appropriation per full-time equivalent student to the 4-year public
36 institutions of higher education in the State as designated by the Commission for the

1 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
2 the same fiscal year;

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

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

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

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

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

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

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

38 (xi) In fiscal year 2020, not less than an amount equal to 62.5% of the
39 State's General Fund appropriation per full-time equivalent student to the 4-year public

1 institutions of higher education in the State as designated by the Commission for the
2 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
3 the same fiscal year;

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

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

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

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

22 (i) Noncapital appropriations from the Higher Education
23 Investment Fund; and

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

31 17-101.

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

34 17-104.

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

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

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

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

16 (iv) In fiscal year 2012, an amount not less than 9.2% 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 same fiscal year;

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

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

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

30 (viii) In fiscal year 2018, an amount not less than 10.5% of the State's
31 General Fund per full-time equivalent student appropriation to the 4-year public
32 institutions of higher education in this State for the same fiscal year;

33 (ix) In fiscal year 2019, an amount not less than 10.8% of the State's
34 General Fund per full-time equivalent student appropriation to the 4-year public
35 institutions of higher education in this State for the same fiscal year;

1 (x) In fiscal year 2020, an amount not less than 11.1% 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; and

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

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

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

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

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

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

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

30 **(II) NUMBER OF STUDENT CREDIT HOURS PRODUCED IN THE**
31 **FALL AND SPRING SEMESTERS IN THE SECOND PREVIOUS FISCAL YEAR DIVIDED BY**
32 **30.**

33 **(2) IN FISCAL YEAR 2025 AND EACH FISCAL YEAR THEREAFTER, THE**
34 **MARYLAND HIGHER EDUCATION COMMISSION SHALL COMPUTE THE AMOUNT OF**
35 **THE ANNUAL APPORTIONMENT FOR EACH INSTITUTION THAT QUALIFIES UNDER**
36 **THIS SUBTITLE BY MULTIPLYING THE NUMBER OF FULL-TIME EQUIVALENT**
37 **UNDERGRADUATE STUDENTS ENROLLED AT THE INSTITUTION DURING THE FALL**

1 SEMESTER OF THE FISCAL YEAR PRECEDING THE FISCAL YEAR FOR WHICH THE AID
 2 APPORTIONMENT IS MADE, AS DETERMINED BY THE MARYLAND HIGHER
 3 EDUCATION COMMISSION, BY AN AMOUNT NOT LESS THAN ~~15.5%~~ 16.6% OF THE
 4 STATE'S GENERAL FUND PER FULL-TIME EQUIVALENT STUDENT APPROPRIATION
 5 TO THE 4-YEAR PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THIS STATE ~~FOR~~
 6 ~~THE SAME FISCAL YEAR.~~

9

8
cont

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

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

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

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

17 (1) Noncapital appropriations from the Higher Education Investment
 18 Fund; and

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

22 Article – Health – General

23 ~~7-101.~~

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

25 ~~(b) "Administration" means the Developmental Disabilities Administration.~~

26 ~~(4) (1) "Individual directed and family directed goods and services" means~~
 27 ~~services, equipment, activities, or supplies for individuals who self-direct services that:~~

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

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

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

10

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

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

~~7-409.~~

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

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

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

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

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

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

~~15-1004.~~

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

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

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

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

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

Article – Housing and Community Development

1 6–1101.

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

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

4 6–1102.

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

8 **Article – Natural Resources**

9 4–209.

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

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

16 5–307.

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

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

20 (i) As provided in § 13–306 of the Tax – Property Article, up to
21 \$200,000 annually of the proceeds of the tax imposed by § 13–302 of the Tax – Property
22 Article that are attributable to the taxation of instruments of writing that transfer title to
23 parcels of land that are entirely woodland;

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

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

28 (iv) Subject to approval by the Secretary and the Board of Public
29 Works, a portion of the revenues derived from the forestry practices on designated lands
30 owned and managed by the Department, that are conducted in accordance with applicable
31 State law and regulation; and

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

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

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

9 8-2A-02.

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

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

15 ~~2.~~ In each fiscal year from ~~[2024]~~ ~~2025~~ through 2031,
 16 inclusive, [the Governor shall include in the annual State budget an appropriation of
 17 \$2,500,000 to the Fund, to] ~~\$2,500,000 FROM THE FUND SHALL~~ be used, subject to the
 18 requirements of subparagraph (ii) of this paragraph, for tree plantings on public and
 19 private land.

20 ~~Article — Public Safety~~

21 ~~4-1011.~~

22 (a) ~~In this section, “local law enforcement agency” means:~~

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

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

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

30 (2) ~~FOR FISCAL YEARS 2025 AND 2026, THE GOVERNOR SHALL~~
 31 ~~INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$1,000,000 FOR~~

12

13

1 ~~LOCAL LAW ENFORCEMENT AGENCIES TO BE USED AS GRANTS FOR WARRANT~~
 2 ~~APPREHENSION EFFORTS.~~

13
cont

3 **Article – State Finance and Procurement**

4 6–104.

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

8 (2) (i) For each fiscal year, the Bureau shall calculate the 10–year
 9 average share of General Fund revenues represented by nonwithholding income tax
 10 revenues.

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

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

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

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

26 1. 0.225% for fiscal year 2020;

27 2. \$0 for fiscal year 2021;

28 3. \$80,000,000 for fiscal year 2022;

29 4. \$100,000,000 for fiscal year 2023;

30 5. ~~\$120,000,000~~ \$0 for fiscal year 2024;

31 6. ~~[\$140,000,000] \$100,000,000~~ \$0 for fiscal ~~[year]~~ YEARS
 32 ~~2025 AND 2026; and 2025; AND~~

14

1 7. 2% for fiscal year ~~{2026}~~ ~~2027~~ and each fiscal year
2 thereafter.

14
cont

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

6 ~~6-226.~~

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

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

15 ~~7-115.~~

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

15

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

20 ~~7-311.~~

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

16

22 ~~(2) "Account" means the Revenue Stabilization Account.~~

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

26 ~~(i) for fiscal year 2017, to the accumulation funds of the State~~
27 ~~Retirement and Pension System an amount, up to a maximum of \$50,000,000, that is equal~~
28 ~~to one half of the amount by which the unappropriated General Fund surplus as of June~~
29 ~~30 of the second preceding fiscal year exceeds \$10,000,000;~~

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

31 ~~1. to the accumulation funds of the State Retirement and~~
32 ~~Pension System an amount, up to a maximum of \$50,000,000, that is equal to one half of~~

1 ~~the amount by which the unappropriated General Fund surplus as of June 30 of the second~~
2 ~~preceding fiscal year exceeds \$10,000,000; and~~

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

6 ~~(iii) for fiscal year 2021, to the Account in the amount of~~
7 ~~\$291,439,149;~~

8 ~~(iv) except as provided in item (v) of this paragraph, for fiscal year~~
9 ~~2022 and each fiscal year thereafter;~~

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

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

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

23 ~~(v) for fiscal year 2024:~~

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

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

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

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

16
cont

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

Article – State Government

9–101.

- (a) In this subtitle the following words have the meanings indicated.
- (b) “Agency” means the State Lottery and Gaming Control Agency.
- (d) “Director” means the Director of the Agency.
- (g) “Licensed agent” means a person or governmental unit licensed by the Director to act as a State lottery sales agent.

9–117.

- (a) (1) A licensed agent shall receive regular commissions of [6%] ~~5.5%~~ 5.75% of the licensed agent’s gross receipts from ticket sales.
- (2) A licensed agent may further receive a cashing fee not to exceed [3%] **2%** of valid prizes paid for services rendered in cashing winning tickets.

17

Article – State Personnel and Pensions

21–308.

- (a) (1) On or before December 1 of each year, the Board of Trustees shall:
 - (i) certify to the Governor and the Secretary of Budget and Management the rates to be used to determine the amounts to be paid by the State to the accumulation fund of each of the several systems during the next fiscal year, including a separate certification of the normal contribution rate for the Teachers’ Retirement System and the Teachers’ Pension System; and
 - (ii) provide to the Secretary of Budget and Management a statement of the total amount to be paid by the State as determined under § 21–304 of this subtitle to the Teachers’ Retirement System and the Teachers’ Pension System expressed as a percentage of the payroll of all members of those State systems.

18

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

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

4 (ii) the additional amounts as ascertained under subsection (d) of
 5 this section for the State's payment to the professional and clerical employees of the
 6 Department of Public Libraries of Montgomery County who are members of the Employees'
 7 Retirement System of Montgomery County and are excluded from membership in the
 8 Teachers' Retirement System or the Teachers' Pension System; and

9 (iii) any additional amount required to be in the budget bill under §
 10 3-501(c)(2)(ii) of this article.

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

17 (4) (i) For EACH OF fiscal [year] YEARS 2016 THROUGH 2024, in
 18 addition to the annual required contribution required under paragraph (2) of this
 19 subsection, the Governor shall include in the budget bill a supplemental contribution of
 20 \$75,000,000.

21 (ii) For fiscal year [2017] 2025 and each fiscal year thereafter, in
 22 addition to the annual required contribution required under paragraph (2) of this
 23 subsection, the Governor shall include in the budget bill a supplemental contribution of
 24 [\$75,000,000] \$50,000,000 until the total actuarial value of assets for the several systems
 25 divided by the total actuarial accrued liability for the several systems equals a funding ratio
 26 of 85%.

27 21-316.

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

32 Article - Tax - General

33 2-606.

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

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

7 **Article – Transportation**

8 7-101.

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

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

11 ~~7-205.~~

12 ~~(e) (1) For each of fiscal years 2020 through 2022, the Governor shall include~~
 13 ~~in the State budget an appropriation for the capital needs of the Administration of at least~~
 14 ~~\$29,100,000 from the revenues available for the State capital program in the~~
 15 ~~Transportation Trust Fund.~~

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

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

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

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

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

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

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

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

27 7-406.

28 (c) (1) Except as provided in paragraph (2) of this subsection, beginning in
 29 fiscal year [2023, the Administration may not enter into a contract to purchase buses for]

1 **2025, AT LEAST 25% OF** the Administration's State transit bus fleet [that are not]
2 **PURCHASES SHALL BE** zero-emission buses.

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

11 8-403.

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

15 (1) For fiscal year 2024:

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

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

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

24 (2) For fiscal year 2025:

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

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

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

33 (3) [For fiscal year 2026:

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

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

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

9 (4) For fiscal year 2027:

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

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

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

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

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

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

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

27 ~~11-101.~~

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

30 ~~11-102.~~

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

32 ~~11-103.~~

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

2 ~~13-410.~~

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

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

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

13 ~~13-411.~~

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

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

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

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

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

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

28 ~~13-412.~~

29 ~~(a) Except as provided in subsection (b) of this section, [unless current validation~~
 30 ~~tabs have been issued by the Administration and are displayed on the plates as provided~~
 31 ~~in this subtitle,] the registration and the registration plates issued under this title [for~~

~~them] expire at midnight on the dates indicated on the registration card issued by the Administration.~~

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

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

~~13-413.~~

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

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

~~13-415.~~

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

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

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

~~(g) Within 48 hours after the loss, theft, or damage to the extent of illegibility of any current registration plate [or any current validation tab that has been affixed to a~~

~~1 registration plate], the owner of the vehicle for which the plate [or tab] was issued or the
2 legal representative of the owner named in the certificate of title of the vehicle, as shown
3 by the records of the Administration, shall notify the Administration and apply for
4 replacement registration plates[,] AND a replacement registration card[, and replacement
5 validation tabs]. The Administration shall supply the replacements on receiving
6 information satisfactory to it and payment of the required fee.~~

~~7 (h) On receipt of the replacements, the original registration card and all of the
8 original registration plates [and validation tabs] issued for that vehicle shall be
9 surrendered to the Administration.~~

~~10 SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 24–204(d) of Article
11 Education of the Annotated Code of Maryland be repealed.~~

~~12 SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 10–748 of Article
13 – Tax – General of the Annotated Code of Maryland be repealed.~~

~~14 SECTION 4. 3. AND BE IT FURTHER ENACTED, That, notwithstanding any other
15 provision of law, and unless inconsistent with a federal law, grant agreement, or other
16 federal requirement, or with the terms of a gift or settlement agreement, for fiscal years
17 2024 through 2028, net interest on all State money allocated by the State Treasurer under
18 § 6–226 of the State Finance and Procurement Article to special funds or accounts, and
19 otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall
20 accrue to the General Fund of the State, with the exception of the following funds:~~

- ~~21 (1) Maryland Housing Loan Funds of 1976, 1978, 1979, and 1984;~~
- ~~22 (2) Microsoft Cost Share Fund;~~
- ~~23 (3) Subsequent Injury Fund;~~
- ~~24 (4) Uninsured Employers' Fund;~~
- ~~25 (5) Energy Overcharge Restitution Fund;~~
- ~~26 (6) PEPCO/Connectiv Settlement Fund;~~
- ~~27 (7) Baseball Capital Improvements Fund;~~
- ~~28 (8) State Victims of Crime Fund;~~
- ~~29 (9) Juvenile Accountability Incentive Block Grant Fund;~~
- ~~30 (10) Victim and Witness Protection and Relocation Fund;~~
- ~~31 (11) Unclaimed Restitution – Victims of Crime;~~

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- 1 (12) Justice Assistance Grant;
- 2 (13) Byrne Justice Assistance Grant;
- 3 (14) Scriven Estate Fund;
- 4 (15) Volunteer Company Assistance Fund;
- 5 (16) Radoff Memorial Fund;
- 6 (17) Archives Endowment Account within the Archives Fund;
- 7 (18) Ellefson Endowment Fund;
- 8 (19) Albert C. Ritchie Memorial Fund;
- 9 (20) Senior Prescription Drug Assistance Program Fund;
- 10 (21) State Employees and Retirees Health and Welfare Benefits Fund;
- 11 (22) State Retirement Agency Funds;
- 12 (23) Postretirement Health Benefits Trust Fund;
- 13 (24) Maryland Emergency Medical System Operations Fund;
- 14 (25) Community Services Trust Fund;
- 15 (26) Waiting List Equity Fund;
- 16 (27) Health Care Coverage Fund;
- 17 (28) Health Services Cost Review Commission Fund;
- 18 (29) Hospital Uncompensated Care Fund;
- 19 (30) funds in the accounts of Morgan State University;
- 20 (31) funds in the accounts of St. Mary's College of Maryland;
- 21 (32) funds in the accounts of the University System of Maryland;
- 22 (33) Maryland Prepaid College Trust Fund;
- 23 (34) Nurse Support Program Assistance Fund;
- 24 (35) funds in the accounts of the Baltimore City Community College;

- 1 (36) Education Trust Fund;
- 2 (37) Section 8 construction and administration funds administered by the
3 Department of Housing and Community Development;
- 4 (38) MacArthur Grant Fund;
- 5 (39) Maryland Water Quality Revolving Loan Fund;
- 6 (40) Maryland Drinking Water Revolving Loan Fund;
- 7 (41) Bay Restoration Fund;
- 8 (42) Strategic Energy Investment Fund;
- 9 (43) Criminal Injuries Compensation Fund;
- 10 (44) 50% of the interest from the 9–1–1 Trust Fund;
- 11 (45) all accounts within the State Reserve Fund;
- 12 (46) local revenue accounts collected by the Judiciary;
- 13 (47) Assistive Technology Loan Fund;
- 14 (48) Transportation Trust Fund;
- 15 (49) Maryland Innovation Initiative Fund;
- 16 (50) Family Security Trust Fund, subject to § 7–4A–03(d) of the Health
17 Occupations Article;
- 18 (51) the Baltimore City Public School Construction Facilities Fund;
- 19 (52) the Baltimore City Public School Construction Financing Fund;
- 20 (53) the Prekindergarten Expansion Fund;
- 21 (54) the Innovation Investment Fund;
- 22 (55) the Internet Crimes Against Children Task Force Fund;
- 23 (56) the Maryland Energy Innovation Fund;
- 24 (57) the Blueprint for Maryland’s Future Fund;

- 1 (58) the School Construction Revolving Loan Fund;
- 2 (59) the Supplemental Facilities Fund;
- 3 (60) the Prince George’s County Public–Private Partnership Fund;
- 4 (61) the Zero–Emission Vehicle School Bus Transition Fund;
- 5 (62) the Pedestrian Safety Fund;
- 6 (63) the Racing and Community Development Financing Fund;
- 7 (64) the Racing and Community Development Facilities Fund;
- 8 (65) the Supplemental Public School Construction Facilities Fund;
- 9 (66) the Supplemental Public School Construction Financing Fund;
- 10 (67) the Nancy K. Kopp Public School Facilities Priority Fund;
- 11 (68) the Historically Black Colleges and Universities Reserve Fund;
- 12 (69) the Digital Connectivity Fund;
- 13 (70) the Maternal and Child Health Population Health Improvement Fund;
- 14 (71) the Hagerstown Multi–Use Sports and Events Facility Fund;
- 15 (72) the Resilient Maryland Revolving Loan Fund;
- 16 (73) the Health Equity Resource Community Reserve Fund;
- 17 (74) the Climate Catalytic Capital Fund;
- 18 (75) the Sports Entertainment Facilities Financing Fund;
- 19 (76) the Prince George’s County Blue Line Corridor Facility Fund;
- 20 (77) the 9–8–8 Trust Fund;
- 21 (78) the Maryland AIDS Drug Assistance Program Fund;
- 22 (79) the Sustainable Maryland Program Fund;
- 23 (80) the Child Care Capital Support Revolving Loan Fund;
- 24 (81) the Family and Medical Leave Insurance Fund;

- 1 (82) the Community Reinvestment and Repair Fund;
- 2 (83) the Camden Yards Baseball Sports Facility Supplemental Financing
3 Fund;
- 4 (84) the Camden Yards Football Sports Facility Supplemental Financing
5 Fund;
- 6 (85) the Bus Rapid Transit Fund; and
- 7 (86) the Transit-Oriented Development Capital Grant and Revolving Loan
8 Fund.

9 SECTION ~~5~~ 4. AND BE IT FURTHER ENACTED, That, notwithstanding any other
10 provision of law, on or before June 30, 2025, the Governor may transfer to the General Fund
11 ~~the following:~~

12 ~~(1) \$40,000,000~~ \$60,000,000 from the reserve account established by the
13 State to pay unemployment compensation benefits for State employees.

14 ~~(2) \$5,750,000 from the Resilient Maryland Revolving Loan Fund~~
15 ~~established under § 14-110.4 of the Public Safety Article; and~~

16 ~~(3) \$5,000,000 from the Maryland Pediatric Cancer Fund established~~
17 ~~under § 20-120 of the Health General Article.~~

18 SECTION ~~6~~ 5. AND BE IT FURTHER ENACTED, That, notwithstanding any other
19 provision of law, on or before June 30, 2025, the Governor may transfer to the Behavioral
20 Health Administration the following:

21 (1) \$1,648,669 of the funds in the Board of Professional Counselors and
22 Therapists Fund established under § 17-206 of the Health Occupations Article;

23 (2) ~~\$776,646~~ \$426,551 of the funds in the State Board of Occupational
24 Therapy Practice Fund established under § 10-206 of the Health Occupations Article; and

25 (3) ~~\$588,771~~ \$480,954 of the funds in the State Board of Examiners for
26 Psychologists Fund established under § 18-207 of the Health Occupations Article.

27 SECTION ~~7~~ 6. AND BE IT FURTHER ENACTED, That, notwithstanding any other
28 provision of law, on or before June 30, 2025, the Governor may transfer \$216,845 from the
29 Health Information Exchange Fund established under § 19-143 of the Health – General
30 Article to the Medical Programs Administration to support information technology
31 activities.

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1 SECTION ~~8~~ 7. AND BE IT FURTHER ENACTED, That, notwithstanding any other
2 provision of law, on or before June 30, 2025, the Governor may transfer to the General Fund
3 \$193,830,236 from the Dedicated Purpose Account established under § 7–310 of the State
4 Finance and Procurement Article, including:

- 5 (1) \$149,500,476 for cybersecurity;
- 6 (2) \$28,884,000 in capital pay-as-you-go funds for renovations to 2100
7 Guilford Avenue and the adjacent parking structure;
- 8 (3) \$9,090,000 in capital pay-as-you-go funds for the Maryland
9 Department of Emergency Management Headquarters Renovation and Expansion project
10 at the Camp Fretterd Military Reservation in Reisterstown; and
- 11 (4) \$6,000,000 in capital pay-as-you-go funds for Conowingo Dam
12 dredging; ~~and~~
- 13 ~~(5) \$355,760 in other miscellaneous operating expenses.~~

27

14 SECTION ~~9~~ 8. AND BE IT FURTHER ENACTED, That:

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cont

15 (a) (1) Notwithstanding any other provision of law and subject to paragraph
16 (2) of this subsection, on or before June 30, 2025, the Governor may transfer up to
17 \$90,000,000 of the funds in the Strategic Energy Investment Fund established under §
18 9–20B–05 of the State Government Article to the Dedicated Purpose Account established
19 under § 7–310 of the State Finance and Procurement Article.

28

20 (2) (i) The Governor may not include in the transfer authorized under
21 paragraph (1) of this subsection any funds in the Energy Assistance Account.

22 (ii) If the Governor transfers the funds authorized under paragraph
23 (1) of this subsection, the Governor shall include in the transfer at least:

- 24 1. \$43,100,000 from the Renewable Portfolio Standard ACP
25 Account;
- 26 2. \$40,000,000 from the Administration Account;
- 27 3. \$2,300,000 from the Low and Moderate Income Energy
28 Efficiency Account;
- 29 4. \$2,300,000 from the Energy Efficiency in all Sectors
30 Account; and
- 31 5. \$2,300,000 from the Renewable Energy and Climate
32 Change Account.

1 (b) (1) Subject to paragraph (2) of this subsection, the funds transferred from
 2 the Strategic Energy Investment Fund in accordance with subsection (a) of this section may
 3 be used to support the implementation of the Climate Solutions Act of 2022 and Maryland's
 4 Climate Pollution Reduction Plan.

5 (2) At least 50% of the funds transferred from the Strategic Energy
 6 Investment Fund shall be given to programs that support low- to moderate-income
 7 communities located in a census tract with an average median income at or below 80% of
 8 the average median income for the State or overburdened or underserved communities, as
 9 defined in § 1-701 of the Environment Article.

10 SECTION 9. AND BE IT FURTHER ENACTED, That, notwithstanding any other
 11 provision of law, on or before June 30, 2025, the Governor may transfer to the General Fund
 12 \$14,000,000 from the Dedicated Purpose Account established under § 7-310 of the State
 13 Finance and Procurement Article that was included in the fiscal year 2023 operating budget
 14 (Chapter 484 of the Acts of 2022) for the Facilities Renewal – State Agencies allocation to
 15 the Department of Natural Resources for critical maintenance.

29

16 SECTION 10. AND BE IT FURTHER ENACTED, That, notwithstanding any other
 17 provision of law, on or before June 30, 2025, the Governor may transfer to the General Fund
 18 \$7,580,873 from the Dedicated Purpose Account established under § 7-310 of the State
 19 Finance and Procurement Article that was included in the fiscal year 2023 operating budget
 20 (Chapter 484 of the Acts of 2022) for assistance to assisted living facilities (\$7,340,250),
 21 nursing homes (\$132,321), and hospitals (\$108,302) (M00A01.01).

30

22 SECTION 11. AND BE IT FURTHER ENACTED, That, notwithstanding any other
 23 provision of law, on or before June 30, 2025, the Governor may transfer to the General Fund
 24 \$4,500,000 from the Dedicated Purpose Account established under § 7-310 of the State
 25 Finance and Procurement Article that was included in the fiscal year 2023 operating budget
 26 (Chapter 484 of the Acts of 2022) for the Learning in Extended Academic Programs
 27 (R00A02.13).

31

28 SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding any other
 29 provision of law, on or before June 30, 2025, the Governor may transfer to the Department
 30 of Natural Resources up to \$6,678,827 from the available special fund balance from the
 31 Program Open Space State land acquisition fund balance to replace general funds budgeted
 32 for personnel expenses in the Department of Natural Resources for the Forest Service
 33 (\$968,093) and the Maryland Park Service (\$5,710,734).

32

34 SECTION 13. AND BE IT FURTHER ENACTED, That the unexpended
 35 appropriation under Board of Public Works – Capital Appropriation (D06E02.01) to provide
 36 funding to Baltimore City Community College to demolish the Bard Building that was
 37 included in the fiscal year 2022 operating budget (Chapter 357 of the Acts of 2021,
 38 Supplemental Budget No. 4) is reduced by \$2,000,000 in general funds.

33

39 SECTION 14. AND BE IT FURTHER ENACTED, That, notwithstanding any other
 40 provision of law, on or before June 30, 2024, the Governor may expand the allowable use of

34

1 the appropriation for the Living Classrooms Foundation under Miscellaneous Grants –
2 Capital Appropriation (H00H01.03) that was included in the fiscal year 2024 operating
3 budget (Chapter 101 of the Acts of 2023, Supplemental Budget No. 2, Item 83(13)) to include
4 insurance expenses.

34
cont

5 SECTION 15. AND BE IT FURTHER ENACTED, That, notwithstanding any other
6 provision of law, on or before June 30, 2024, the Governor may transfer to the General Fund
7 \$150,000,000 from the Local Income Tax Reserve Account established under § 2–606 of the
8 Tax – General Article representing funds identified in the Office of the Comptroller’s fiscal
9 year 2023 analysis as an overdistribution to the Account net of canceled repayments.

35

10 SECTION ~~10.~~ 16. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 June 1, 2024.

1
cont