

HOUSE BILL 352

B1

5lr0448
CF SB 321

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

Introduced and read first time: January 15, 2025

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Budget Reconciliation and Financing Act of 2025**

3 FOR the purpose of requiring the Maryland Horse Industry Board to take certain actions
4 relating to licensees of horse establishments; establishing or altering certain
5 administrative penalties; altering or repealing certain required appropriations;
6 establishing or altering certain fees; requiring the Secretary of Agriculture to take
7 certain actions relating to a registration for a weight and measure, including setting
8 reasonable fees; authorizing the use of certain funds for certain purposes; altering
9 the composition of certain funds; establishing certain funds; authorizing, requiring,
10 or altering the distribution of certain revenue; requiring county governments,
11 beginning in a certain fiscal year, to pay certain amounts toward the retirement costs
12 for certain local employees; increasing the outstanding and unpaid principal balance
13 of bonds issued by the Maryland Department of Transportation; expanding the uses
14 of certain bond proceeds; altering the value of certain vehicle trade-in allowances;
15 altering a certain limitation on the amount of the Maryland estate tax for decedents
16 dying on or after a certain date; limiting the amount of tax credits the Maryland
17 Higher Education Commission may approve for a certain fiscal year; requiring the
18 reversion of certain funds to the General Fund of the State; increasing the percentage
19 of certain costs for which each county and Baltimore City are responsible for
20 reimbursing the State; prohibiting the award of a certain tax credit to certain new
21 properties on or after a certain date; altering the Maryland earned income tax credit
22 for certain individuals; altering the rates and rate brackets under the State income
23 tax on certain income of individuals; providing for an additional State individual
24 income tax rate on the net capital gains of individuals; authorizing the transfer of
25 certain funds; requiring that certain sales of tangible personal property be included
26 in the numerator of the sales factor used for apportioning a corporation's income to
27 the State under certain circumstances; imposing a certain income tax on income
28 distributed to certain members of certain pass-through entities from the
29 pass-through entity's taxable income exceeding a certain amount; requiring certain
30 corporations to compute Maryland taxable income using a certain method; requiring,
31 subject to regulations adopted by the Comptroller, certain groups of corporations to

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 file a combined income tax return reflecting the aggregate income tax liability of all
2 the members of the group; requiring the Comptroller to adopt certain regulations
3 consistent with certain regulations adopted by the Multistate Tax Commission;
4 requiring the Comptroller to assess interest and penalties under certain
5 circumstances; reducing the Medicaid Deficit Assessment for a certain fiscal year;
6 repealing certain requirements for the Maryland Department of Health to apply to
7 a certain federal agency for certain grant funds and inclusion in a certain program;
8 repealing certain required appropriations to the Maryland Public Broadcasting
9 Commission; repealing the Low Intensity Support Services Program; repealing the
10 teacher retirement supplemental grants program; repealing certain provisions of law
11 relating to inheritance tax revenue distribution; repealing a certain credit against
12 the State income tax for certain business entities located in enterprise zones; and
13 generally relating to the financing of State and local government.

14 BY repealing and reenacting, without amendments,
15 Article – Agriculture
16 Section 2–701(a) and (b), 2–710, 8–801.1(b), and 10–407(a)(1) and (c)
17 Annotated Code of Maryland
18 (2016 Replacement Volume and 2024 Supplement)

19 BY repealing and reenacting, with amendments,
20 Article – Agriculture
21 Section 2–712, 5–503, 5–506, 8–706, 8–801.1(c), 9–204, 10–407(d), 11–204.4, and
22 11–204.7
23 Annotated Code of Maryland
24 (2016 Replacement Volume and 2024 Supplement)

25 BY repealing and reenacting, without amendments,
26 Article – Alcoholic Beverages and Cannabis
27 Section 1–323(a)(1) and (4) and 36–206(a) and (b)
28 Annotated Code of Maryland
29 (2024 Replacement Volume)

30 BY repealing and reenacting, with amendments,
31 Article – Alcoholic Beverages and Cannabis
32 Section 1–323(f) and 36–206(c) and (g)
33 Annotated Code of Maryland
34 (2024 Replacement Volume)

35 BY repealing and reenacting, without amendments,
36 Article – Commercial Law
37 Section 14–4101
38 Annotated Code of Maryland
39 (2013 Replacement Volume and 2024 Supplement)

40 BY repealing and reenacting, with amendments,
41 Article – Commercial Law

- 1 Section 14–4104
2 Annotated Code of Maryland
3 (2013 Replacement Volume and 2024 Supplement)
- 4 BY repealing and reenacting, without amendments,
5 Article – Corporations and Associations
6 Section 11–208(a) and (b)
7 Annotated Code of Maryland
8 (2014 Replacement Volume and 2024 Supplement)
- 9 BY repealing and reenacting, with amendments,
10 Article – Corporations and Associations
11 Section 11–208(g)
12 Annotated Code of Maryland
13 (2014 Replacement Volume and 2024 Supplement)
- 14 BY repealing and reenacting, without amendments,
15 Article – Criminal Procedure
16 Section 11–934(b) and (c)(1) and (2)
17 Annotated Code of Maryland
18 (2018 Replacement Volume and 2024 Supplement)
- 19 BY repealing and reenacting, with amendments,
20 Article – Criminal Procedure
21 Section 11–934(f)(2)
22 Annotated Code of Maryland
23 (2018 Replacement Volume and 2024 Supplement)
- 24 BY repealing and reenacting, without amendments,
25 Article – Economic Development
26 Section 10–501(a) and (f), 10–526(a)(1) and (4) and (b), 13–601(a) and (c), and
27 13–611(a) and (b)(1)
28 Annotated Code of Maryland
29 (2024 Replacement Volume and 2024 Supplement)
- 30 BY repealing and reenacting, with amendments,
31 Article – Economic Development
32 Section 10–526(g)(1) and 13–611(b)(3)
33 Annotated Code of Maryland
34 (2024 Replacement Volume and 2024 Supplement)
- 35 BY repealing and reenacting, without amendments,
36 Article – Education
37 Section 7–414.1(a), (b), and (f)(1) and (5), 7–447.1(p)(1) and (3), 7–810(a), (b), and
38 (f)(1) and (5), 7–1501(a) and (f), 7–1508(e)(2), 16–512(a) and (c), 18–3701(a)
39 and (f), and 18–3802(a) and (b)
40 Annotated Code of Maryland

1 (2022 Replacement Volume and 2024 Supplement)

2 BY repealing and reenacting, with amendments,

3 Article – Education

4 Section 7–414.1(f)(4), 7–447.1(p)(9), 7–810(f)(4), 7–1508(g), 8–415(d), 14–405(b),
5 16–512(b), 18–3704, and 18–3806

6 Annotated Code of Maryland

7 (2022 Replacement Volume and 2024 Supplement)

8 BY repealing and reenacting, with amendments,

9 Article – Environment

10 Section 4–104, 5–203.1(b)(1), (3), (4), (6), and (8), (c)(5), and (d), 6–843, and 7–506(a)

11 Annotated Code of Maryland

12 (2013 Replacement Volume and 2024 Supplement)

13 BY repealing and reenacting, without amendments,

14 Article – Environment

15 Section 5–203.1(a)(1), (6), (8), (9), and (10), (c)(1), and (e) and 7–503(a)

16 Annotated Code of Maryland

17 (2013 Replacement Volume and 2024 Supplement)

18 BY repealing

19 Article – Environment

20 Section 5–203.1(b)(7)

21 Annotated Code of Maryland

22 (2013 Replacement Volume and 2024 Supplement)

23 BY adding to

24 Article – Environment

25 Section 5–203.1(a)(12)

26 Annotated Code of Maryland

27 (2013 Replacement Volume and 2024 Supplement)

28 BY repealing and reenacting, without amendments,

29 Article – Environment

30 Section 15–807(a) and (d), and 15–808(a), (c), (g), (h), (i), and (k)

31 Annotated Code of Maryland

32 (2014 Replacement Volume and 2024 Supplement)

33 BY repealing and reenacting, with amendments,

34 Article – Environment

35 Section 15–807(b), (c), and (f), 15–808(f), 15–815, 15–816, and 15–819

36 Annotated Code of Maryland

37 (2014 Replacement Volume and 2024 Supplement)

38 BY repealing and reenacting, without amendments,

39 Article – Financial Institutions

- 1 Section 13–1114(a)
2 Annotated Code of Maryland
3 (2020 Replacement Volume and 2024 Supplement)
- 4 BY repealing and reenacting, with amendments,
5 Article – Financial Institutions
6 Section 13–1114(g)
7 Annotated Code of Maryland
8 (2020 Replacement Volume and 2024 Supplement)
- 9 BY repealing and reenacting, without amendments,
10 Article – Health – General
11 Section 7–101(a), (b), and (l), 7–205(a)(1) and (b), and 19–112(a) and (d)
12 Annotated Code of Maryland
13 (2023 Replacement Volume and 2024 Supplement)
- 14 BY repealing and reenacting, with amendments,
15 Article – Health – General
16 Section 7–205(e), 7–409(c), 13–1116(a), and 19–112(e)(1)
17 Annotated Code of Maryland
18 (2023 Replacement Volume and 2024 Supplement)
- 19 BY adding to
20 Article – Health – General
21 Section 15–157
22 Annotated Code of Maryland
23 (2023 Replacement Volume and 2024 Supplement)
- 24 BY repealing and reenacting, without amendments,
25 Article – Housing and Community Development
26 Section 4–511(a), (b), and (c)
27 Annotated Code of Maryland
28 (2019 Replacement Volume and 2024 Supplement)
- 29 BY repealing and reenacting, with amendments,
30 Article – Housing and Community Development
31 Section 4–511(j)
32 Annotated Code of Maryland
33 (2019 Replacement Volume and 2024 Supplement)
- 34 BY repealing and reenacting, with amendments,
35 Article – Human Services
36 Section 10–1303
37 Annotated Code of Maryland
38 (2019 Replacement Volume and 2024 Supplement)
- 39 BY repealing and reenacting, with amendments,

- 1 Article – Labor and Employment
2 Section 8–421, 8–609(b), 8–612(a), 8–613(b), (d), (f), and (g), 11–606(f), 11–1302(e),
3 and 11–1506
4 Annotated Code of Maryland
5 (2016 Replacement Volume and 2024 Supplement)
- 6 BY adding to
7 Article – Labor and Employment
8 Section 8–605.1
9 Annotated Code of Maryland
10 (2016 Replacement Volume and 2024 Supplement)
- 11 BY repealing and reenacting, without amendments,
12 Article – Labor and Employment
13 Section 8–609(a)(1) and (3), 8–613(a)(1), (3), and (4), 11–606(b) and (c), 11–1302(a)
14 and (f), and 11–1501(a) and (f)
15 Annotated Code of Maryland
16 (2016 Replacement Volume and 2024 Supplement)
- 17 BY repealing and reenacting, with amendments,
18 Article – Local Government
19 Section 16–503
20 Annotated Code of Maryland
21 (2013 Volume and 2024 Supplement)
- 22 BY repealing and reenacting, without amendments,
23 Article – Natural Resources
24 Section 3–103(a)(1), 5–2001(a), (b), and (c), 8–2A–02(a) and (b), and 8–709(a) and (b)
25 Annotated Code of Maryland
26 (2023 Replacement Volume and 2024 Supplement)
- 27 BY repealing and reenacting, with amendments,
28 Article – Natural Resources
29 Section 3–103(h), 5–2001(k), 8–2A–02(f), and 8–709(c)
30 Annotated Code of Maryland
31 (2023 Replacement Volume and 2024 Supplement)
- 32 BY repealing and reenacting, without amendments,
33 Article – Public Safety
34 Section 4–1011(a) and (c)
35 Annotated Code of Maryland
36 (2022 Replacement Volume and 2024 Supplement)
- 37 BY repealing and reenacting, with amendments,
38 Article – Public Safety
39 Section 4–1011(b)
40 Annotated Code of Maryland

- 1 (2022 Replacement Volume and 2024 Supplement)
- 2 BY repealing and reenacting, with amendments,
3 Article – Real Property
4 Section 8–1006
5 Annotated Code of Maryland
6 (2023 Replacement Volume and 2024 Supplement)
- 7 BY repealing and reenacting, without amendments,
8 Article – State Finance and Procurement
9 Section 3.5–309(a), (b), (j), and (k) and 7–311(a), (b), and (f)
10 Annotated Code of Maryland
11 (2021 Replacement Volume and 2024 Supplement)
- 12 BY repealing
13 Article – State Finance and Procurement
14 Section 3.5–309(l)
15 Annotated Code of Maryland
16 (2021 Replacement Volume and 2024 Supplement)
- 17 BY repealing and reenacting, with amendments,
18 Article – State Finance and Procurement
19 Section 3.5–309(m), (n), (o), and (p), 6–104(e), 7–114.2, 7–311(e) and (j), and 7–325
20 Annotated Code of Maryland
21 (2021 Replacement Volume and 2024 Supplement)
- 22 BY repealing and reenacting, with amendments,
23 Article – State Government
24 Section 9–1A–27(d), 9–1E–12(b), 9–20B–05(e) and (f), 9–3209(b), 21–205(c), and
25 21–206(f)
26 Annotated Code of Maryland
27 (2021 Replacement Volume and 2024 Supplement)
- 28 BY repealing and reenacting, without amendments,
29 Article – State Government
30 Section 9–20B–05(a) and (j), 9–3209(a), 21–205(a), and 21–206(a)
31 Annotated Code of Maryland
32 (2021 Replacement Volume and 2024 Supplement)
- 33 BY repealing and reenacting, without amendments,
34 Article – State Personnel and Pensions
35 Section 21–304(a) and (b)(1) and (4)(i) and (iii)
36 Annotated Code of Maryland
37 (2024 Replacement Volume and 2024 Supplement)
- 38 BY repealing and reenacting, with amendments,
39 Article – State Personnel and Pensions

- 1 Section 21–304(b)(5) and 21–308(a)
2 Annotated Code of Maryland
3 (2024 Replacement Volume and 2024 Supplement)
- 4 BY repealing and reenacting, with amendments,
5 Article – Tax – General
6 Section 2–202(a), 2–606(h) and (i), 2–1302.2, 7–309(b), 10–105(a) and (b), 10–217,
7 10–219, 10–220, 10–740(c) and (g), 10–741(d), 10–751, 10–811, and 11–104(k)
8 Annotated Code of Maryland
9 (2022 Replacement Volume and 2024 Supplement)
- 10 BY repealing and reenacting, without amendments,
11 Article – Tax – General
12 Section 2–606(a) and (b), 7–309(a), and 10–740(a), (b), and (i)
13 Annotated Code of Maryland
14 (2022 Replacement Volume and 2024 Supplement)
- 15 BY adding to
16 Article – Tax – General
17 Section 2–606(h) and (k) and 10–402.1
18 Annotated Code of Maryland
19 (2022 Replacement Volume and 2024 Supplement)
- 20 BY repealing
21 Article – Tax – General
22 Section 2–701 and 2–702 and the subtitle “Subtitle 7. Inheritance Tax Revenue
23 Distribution”; 7–201 through 7–234 and the subtitle “Subtitle 2. Inheritance
24 Tax”; and 10–218 and 10–702
25 Annotated Code of Maryland
26 (2022 Replacement Volume and 2024 Supplement)
- 27 BY repealing and reenacting, with amendments,
28 Article – Transportation
29 Section 2–103.1(m)(2)(iii), 3–202, 3–601(d), 7–406(c), 12–120, 13–809(a), 13–901,
30 13–912, 13–916, 13–917, 13–937, 13–955(e), 17–106(e)(2), and 23–205
31 Annotated Code of Maryland
32 (2020 Replacement Volume and 2024 Supplement)
- 33 BY repealing and reenacting, without amendments,
34 Article – Transportation
35 Section 13–809(b)(1) and (d), 13–955(a), and 17–106(a), (b), (c), (d), and (e)(1)
36 Annotated Code of Maryland
37 (2020 Replacement Volume and 2024 Supplement)
- 38 BY adding to
39 Article – Transportation

- 1 Section 13–955(f); and 18.8–101 through 18.8–106 to be under the new title “Title
2 18.8. Retail Delivery Fee”
3 Annotated Code of Maryland
4 (2020 Replacement Volume and 2024 Supplement)
- 5 BY repealing and reenacting, with amendments,
6 Article – Tax – Property
7 Section 2–106 and 9–103(e) and (f)
8 Annotated Code of Maryland
9 (2019 Replacement Volume and 2024 Supplement)
- 10 BY repealing and reenacting, without amendments,
11 Article – Tax – Property
12 Section 9–103(a)
13 Annotated Code of Maryland
14 (2019 Replacement Volume and 2024 Supplement)
- 15 BY repealing
16 Article – Education
17 Section 24–204(d)
18 Annotated Code of Maryland
19 (2022 Replacement Volume and 2024 Supplement)
- 20 BY repealing
21 Article – Health – General
22 Section 7–717
23 Annotated Code of Maryland
24 (2023 Replacement Volume and 2024 Supplement)
- 25 BY repealing
26 Article – Local Government
27 Section 16–503
28 Annotated Code of Maryland
29 (2013 Volume and 2024 Supplement)
- 30 BY repealing and reenacting, with amendments,
31 Chapter 397 of the Acts of the General Assembly of 2011, as amended by Chapter
32 425 of the Acts of the General Assembly of 2013, Chapter 464 of the Acts of
33 the General Assembly of 2014, Chapter 489 of the Acts of the General
34 Assembly of 2015, Chapter 23 of the Acts of the General Assembly of 2017,
35 Chapter 10 of the Acts of the General Assembly of 2018, Chapter 16 of the
36 Acts of the General Assembly of 2019, Chapter 538 of the Acts of the General
37 Assembly of 2020, and Chapter 103 of the Acts of the General Assembly of
38 2023
39 Section 16(c)
- 40 BY repealing and reenacting, with amendments,

1 Chapter 260 of the Acts of the General Assembly of 2023
2 Section 2

3 BY repealing and reenacting, with amendments,
4 Chapter 261 of the Acts of the General Assembly of 2023
5 Section 2

6 BY repealing
7 Chapter 275 of the Acts of the General Assembly of 2023
8 Section 1 and 2

9 BY repealing
10 Chapter 717 of the Acts of the General Assembly of 2024
11 Section 8(42)

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

14 **Article – Agriculture**

15 2–701.

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

17 (b) “Board” means the Maryland Horse Industry Board.

18 2–710.

19 A person may not engage in the business of operating or maintaining any horse
20 establishment unless the person has received a license issued by the Board.

21 2–712.

22 (a) A license expires on [the] June 30 after its effective date, unless the license is
23 renewed for a 1–year term as provided in this section.

24 **(B) AT LEAST 1 MONTH BEFORE A LICENSE EXPIRES, THE BOARD SHALL**
25 **SEND EACH LICENSEE, BY ELECTRONIC MEANS OR FIRST-CLASS MAIL TO THE LAST**
26 **KNOWN ELECTRONIC OR MAILING ADDRESS OF THE LICENSEE, A RENEWAL FORM**
27 **AND A RENEWAL NOTICE THAT STATES:**

28 **(1) THE DATE ON WHICH THE CURRENT LICENSE EXPIRES;**

29 **(2) THAT THE RENEWAL APPLICATION AND FEE MUST BE RECEIVED**
30 **BY THE BOARD ON OR BEFORE THE LICENSE EXPIRATION DATE; AND**

1 **(3) THE AMOUNT OF THE RENEWAL FEE.**

2 **[(b)] (C)** Before [his] A PERSON'S license expires, a licensee periodically may
3 renew [his] **THE** license for additional 1-year terms, if the licensee:

4 (1) Otherwise is entitled to be licensed;

5 (2) Pays to the Board a renewal fee of \$125; and

6 (3) Submits to the Board a renewal application on the form that it requires.

7 **(D) A PERSON WHO IS LICENSED TO OPERATE A HORSE ESTABLISHMENT**
8 **HAS A GRACE PERIOD OF 60 DAYS AFTER THE PERSON'S LICENSE EXPIRES TO RENEW**
9 **THE LICENSE RETROACTIVELY, IF THE PERSON:**

10 **(1) OTHERWISE IS ENTITLED TO RENEW THE LICENSE;**

11 **(2) SUBMITS TO THE BOARD A RENEWAL APPLICATION ON THE FORM**
12 **REQUIRED BY THE BOARD; AND**

13 **(3) PAYS TO THE BOARD THE RENEWAL FEE AND ANY LATE FEE SET**
14 **BY THE BOARD.**

15 **(E) THE BOARD MAY REINSTATE THE LICENSE OF A FORMER LICENSEE IF**
16 **THE FORMER LICENSEE:**

17 **(1) APPLIES FOR THE REINSTATEMENT MORE THAN 60 DAYS AFTER**
18 **THE LICENSE RENEWAL DEADLINE;**

19 **(2) OTHERWISE IS ENTITLED TO RENEW THE LICENSE;**

20 **(3) SUBMITS TO THE BOARD AN APPLICATION FOR REINSTATEMENT**
21 **ON THE FORM REQUIRED BY THE BOARD; AND**

22 **(4) PAYS TO THE BOARD A REINSTATEMENT FEE AND THE RENEWAL**
23 **FEE SET BY THE BOARD.**

24 5-503.

25 (a) (1) A beekeeper shall register annually with the Department each colony
26 that [it] **THE PERSON** maintains, as provided in this subsection.

1 (2) On or before January 1 of each year, the beekeeper shall complete and
2 submit to the Department a registration form on which the beekeeper shall state the
3 number of colonies [he] **THE PERSON** maintains and the location of each colony.

4 (3) The Department shall adopt a form which shall be used to comply with
5 the registration requirements of this subsection.

6 (b) Any person who is not registered as a beekeeper under this section and who
7 acquires a colony shall register [it] **THE COLONY** with the Department within 30 days after
8 the acquisition.

9 **(C) A PERSON WHO FAILS TO COMPLETE AND SUBMIT THE REGISTRATION**
10 **IN A TIMELY MANNER AS SPECIFIED IN THIS SECTION IS SUBJECT TO:**

11 **(1) AFTER 30 DAYS FROM NOTIFICATION BY THE DEPARTMENT TO**
12 **SUBMIT A REGISTRATION, AN ADMINISTRATIVE PENALTY OF \$25;**

13 **(2) AFTER 60 DAYS FROM NOTIFICATION BY THE DEPARTMENT TO**
14 **SUBMIT A REGISTRATION, AN ADMINISTRATIVE PENALTY OF \$50; AND**

15 **(3) AFTER 90 DAYS FROM NOTIFICATION BY THE DEPARTMENT TO**
16 **SUBMIT A REGISTRATION, AN ADMINISTRATIVE PENALTY OF \$100.**

17 5-506.

18 **(A)** In each colony that [it] **A BEEKEEPER** maintains, a beekeeper shall provide
19 movable frames, each of which may be removed from the colony without causing damage to
20 the combs in the colony.

21 **(B) (1) AFTER BEING NOTIFIED BY THE DEPARTMENT TO PROVIDE**
22 **MOVABLE FRAMES FOR A COLONY, A BEEKEEPER SHALL PROVIDE THE FRAMES**
23 **WITHIN 30 DAYS FROM RECEIPT OF THE NOTICE.**

24 **(2) IF A BEEKEEPER FAILS TO PROVIDE THE FRAMES AS SPECIFIED IN**
25 **THIS SECTION, THE BEEKEEPER IS SUBJECT TO:**

26 **(I) AFTER 30 DAYS FROM RECEIPT OF THE DEPARTMENT'S**
27 **NOTIFICATION, AN ADMINISTRATIVE PENALTY OF \$25; AND**

28 **(II) AFTER 60 DAYS FROM RECEIPT OF THE DEPARTMENT'S**
29 **NOTIFICATION, AN ADMINISTRATIVE PENALTY OF \$50.**

30 8-706.

1 (a) To maximize participation in the Conservation Reserve Enhancement
2 Program, in fiscal years 2023 through 2031, inclusive, a landowner who enrolls land
3 planted with a forested streamside buffer shall receive a one-time signing bonus of up to
4 \$1,000 per acre of land enrolled.

5 (b) Signing bonuses provided under this section shall be funded with:

6 (1) Money appropriated under subsection (c) of this section; and

7 (2) The amount specified in § 9-1605.2(i)(11)(i) of the Environment Article.

8 (c) (1) For fiscal [years 2024 through 2031, in each year] **YEAR 2024**, the
9 Governor shall appropriate \$2,500,000 in the annual State budget to fund tree planting
10 under this section and other tree planting programs on agricultural land.

11 **(2) FOR EACH OF FISCAL YEARS 2025 THROUGH 2031, THE**
12 **GOVERNOR SHALL APPROPRIATE \$500,000 IN THE ANNUAL STATE BUDGET TO**
13 **FUND TREE PLANTING UNDER THIS SECTION AND OTHER TREE PLANTING**
14 **PROGRAMS ON AGRICULTURAL LAND.**

15 **[(2)] (3)** Money appropriated under this subsection is supplemental to
16 and may not take the place of funding that would otherwise be appropriated for tree
17 plantings under this section and other tree planting programs on agricultural land.

18 8-801.1.

19 (b) (1) Subject to paragraph (2) of this subsection, a summary of each nutrient
20 management plan shall be filed and updated with the Department at a time and in a form
21 that the Department requires by regulation.

22 (2) (i) The Department may require an updated summary under this
23 subsection to take the form of an annual implementation report.

24 (ii) If a person, in operating a farm, uses or produces animal manure,
25 the person's annual implementation report shall include:

26 1. The amount of animal manure imported to or exported
27 from the person's farm;

28 2. For any animal manure that was imported, the name and
29 location of the sending farm; and

30 3. For any animal manure that was exported, the name and
31 location of the farm, alternative use facility, or manure broker that received the manure.

1 (iii) If a person receives animal manure through a manure broker,
2 the broker shall provide the person with the name and location of the sending farm.

3 (3) The Department shall maintain a copy of each summary for 3 years in
4 a manner that protects the identity of the individual for whom the nutrient management
5 plan was prepared.

6 (c) (1) If a person fails to file a summary or annual implementation report as
7 required by the Department under subsection (b) of this section, the Department shall
8 notify the person that:

9 (i) The person is in violation of the requirement to file a summary
10 or annual implementation report; and

11 (ii) The person is subject to[:

12 1. After], **AFTER** 30 days from issuance of the notice, an
13 administrative penalty of not less than **[\$100] \$1,000** and not more than **[\$250];**

14 2. After 60 days from issuance of the notice, an
15 administrative penalty of not less than \$250 and not more than \$1,000; and

16 3. After 90 days from issuance of the notice, an
17 administrative penalty of not less than \$1,000] **\$2,000.**

18 (2) A penalty imposed on a person under paragraph (1) of this subsection
19 shall be assessed with consideration given to:

20 (i) The willfulness of the violation; and

21 (ii) The extent to which the current violation is part of a recurrent
22 pattern of the same or similar type of violation committed by the violator.

23 9–204.

24 (a) No person may engage in the business of a wholesale seedsman in the State
25 unless [he] **THE PERSON** first obtains a permit.

26 (b) [He] **THE PERSON** shall apply to the Secretary on a form determined and
27 furnished by the Secretary. The application shall be verified by the oath of the applicant
28 or, if the applicant is a corporation, by the oath of some of its officers.

29 (c) Upon payment of a **[\$100] \$125** permit fee, the Secretary shall issue to the
30 applicant a wholesale seedsman permit for an annual period beginning July 1 each year.

1 (d) Out-of-state wholesale seedsmen doing business in the State shall obtain a
2 permit in the same manner.

3 (e) Any permit issued under this subtitle may be revoked or suspended by the
4 Secretary upon satisfactory proof that the seedsman has violated any provision of this
5 subtitle or any of the rules and regulations adopted under it. A permit may not be revoked
6 or suspended until the holder has been given an opportunity for a hearing by the Secretary.

7 (f) The Secretary may issue a stop-sale order to any wholesale seedsman who
8 offers or exposes seed for sale without holding a valid permit.

9 10-407.

10 (a) (1) The University of Maryland Extension shall create a "Maryland Native
11 Plants" webpage on the University of Maryland Extension's website.

12 (c) A link to the "Maryland Native Plants" webpage shall be posted on the
13 Department of Natural Resources' native plants website.

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

18 11-204.4.

19 (a) Unless a registration for a weight and measure is renewed for a 1-year term,
20 the license expires 1 year from the effective date of the registration.

21 **(B) AT LEAST 1 MONTH BEFORE A REGISTRATION FOR A WEIGHT AND**
22 **MEASURE EXPIRES, THE SECRETARY SHALL SEND EACH PERSON WITH A KNOWN**
23 **REGISTRATION, BY ELECTRONIC MEANS OR FIRST-CLASS MAIL TO THE LAST KNOWN**
24 **ELECTRONIC OR MAILING ADDRESS OF THE PERSON, A REGISTRATION RENEWAL**
25 **FORM AND A RENEWAL NOTICE THAT STATES:**

26 **(1) THE DATE ON WHICH THE CURRENT REGISTRATION EXPIRES;**

27 **(2) THAT THE RENEWAL APPLICATION AND FEE MUST BE RECEIVED**
28 **BY THE SECRETARY ON OR BEFORE THE REGISTRATION EXPIRATION DATE; AND**

29 **(3) THE AMOUNT OF THE RENEWAL FEE.**

30 **[(b)] (C)** Before a registration for a weight and measure expires, the registration
31 may be renewed for an additional 1-year term, if the applicant:

32 (1) Is the owner or possessor of a weight and measure;

1 (2) Pays the applicable fee as provided in § 11–204.7 of this subtitle; and

2 (3) Submits to the Secretary a renewal application on a form that the
3 Secretary provides.

4 (D) A PERSON WHO HAS A REGISTRATION FOR A WEIGHT AND MEASURE HAS
5 A GRACE PERIOD OF 60 DAYS AFTER THE REGISTRATION EXPIRES IN WHICH TO
6 RENEW THE REGISTRATION RETROACTIVELY, IF THE PERSON:

7 (1) OTHERWISE IS ENTITLED TO RENEW THE REGISTRATION;

8 (2) SUBMITS TO THE SECRETARY A RENEWAL APPLICATION ON THE
9 FORM REQUIRED BY THE SECRETARY; AND

10 (3) PAYS TO THE SECRETARY THE RENEWAL FEE AND LATE FEE SET
11 BY THE SECRETARY.

12 [(c)] (E) The owner or possessor of a weight and measure shall display the
13 registration conspicuously at each place of business where the weight and measure is
14 located.

15 [(d)] (F) If the weight and measure is sold, transferred, or moved to a new
16 location, the owner or possessor of a weight and measure shall notify the Secretary.

17 11–204.7.

18 The SECRETARY MAY SET REASONABLE fees for registering each weight and
19 measure used for commercial purposes under this subtitle [are as follows:

20 (1) Scales with a capacity of up to 100 pounds (maximum fee per business
21 location: \$375).....\$20
22 for each scale, plus \$50 for each business location;

23 (2) Scales with a capacity of more than 100 pounds, up to 2,000
24 pounds.....\$60;

25 (3) Scales with a capacity of more than 2,000 pounds \$100;

26 (4) Belt conveyor scales \$300;

27 (5) Railroad track scales..... \$300;

28 (6) Vehicle scales \$250;

29 (7) Grain moisture meter \$100;

- 1 (8) Retail motor fuel dispenser meter of under 20 gallons per
2 minute.....\$12.50
3 for each meter, plus \$50 for each business location;
- 4 (9) Retail motor fuel dispenser meter of 20 gallons per minute or
5 more.....\$45;
- 6 (10) Bulk petroleum fuel meter of 20 gallons per minute, up to 150 gallons
7 per minute.....\$50;
- 8 (11) Bulk petroleum fuel meter of 150 gallons per minute or more.....\$85;
- 9 (12) Liquefied petroleum gas meters \$75; and
- 10 (13) Point of sale system, as defined by the National Institute of Standards
11 and Technology (NIST) Handbook 44, connected to a weighing or measuring device (per
12 business location).....\$100].

Article – Alcoholic Beverages and Cannabis

14 1–323.

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

16 (4) “Grant Program” means the Social Equity Partnership Grant Program.

17 (f) For fiscal year 2025 and each fiscal year thereafter, the Governor shall include
18 in the annual budget bill an appropriation of \$5,000,000 for the Grant Program, **UTILIZING**
19 **THE CANNABIS REGULATION AND ENFORCEMENT FUND ESTABLISHED UNDER §**
20 **36–206 OF THIS ARTICLE.**

21 36–206.

22 (a) In this section, “Fund” means the Cannabis Regulation and Enforcement
23 Fund.

24 (b) There is a Cannabis Regulation and Enforcement Fund.

25 (c) The purpose of the Fund is to provide funds to cover the costs of:

26 (1) the operation of the Administration; **[and]**

27 (2) administering and enforcing this title; **AND**

1 **(3) SUPPORTING THE SOCIAL EQUITY PARTNERSHIP GRANT**
 2 **PROGRAM ESTABLISHED UNDER § 1-323 OF THIS ARTICLE.**

3 (g) The Fund may be used [only] for carrying out this title **AND SUPPORTING**
 4 **THE SOCIAL EQUITY PARTNERSHIP GRANT PROGRAM ESTABLISHED UNDER §**
 5 **1-323 OF THIS ARTICLE.**

6 **Article – Commercial Law**

7 14-4101.

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

9 (b) “Commissioner” means the Commissioner of Financial Regulation in the
 10 Maryland Department of Labor.

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

12 14-4104.

13 (a) (1) (i) For fiscal year 2025 only, the Governor may include in the annual
 14 budget bill an appropriation of at least \$700,000 in special funds for the Office for the
 15 purposes of enforcement of:

- 16 1. Consumer protection laws under this title;
- 17 2. Consumer protection laws under Title 13 of this article;
- 18 and
- 19 3. Financial consumer protection laws.

20 (ii) For fiscal year 2026 and each fiscal year thereafter, the Governor
 21 shall include in the annual budget bill an appropriation of at least \$350,000 in [general]
 22 **SPECIAL** funds for the Office for the purposes of enforcement of:

- 23 1. Consumer protection laws under this title;
- 24 2. Consumer protection laws under Title 13 of this article;
- 25 and
- 26 3. Financial consumer protection laws.

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

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

1 (ii) Investigations of alleged violations of consumer protection laws
2 in the State.

3 (b) (1) For fiscal year 2020 and each fiscal year thereafter, the Governor shall
4 include an appropriation of at least \$300,000 in general funds in the State budget for the
5 Commissioner for the purposes of enforcement of financial consumer protection laws.

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

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

9 (ii) Investigations of alleged violations of consumer protection laws
10 in the State.

11 Article – Corporations and Associations

12 11–208.

13 (a) In this section, “Fund” means the Securities Act Registration Fund.

14 (b) There is a Securities Act Registration Fund.

15 (g) The Fund may be used [only] to administer and enforce the Maryland
16 Securities Act **AND TO SUPPORT THE GENERAL OPERATIONS OF THE MARYLAND**
17 **OFFICE OF THE ATTORNEY GENERAL.**

18 Article – Criminal Procedure

19 11–934.

20 (b) (1) The Governor’s Office of Crime Prevention and Policy shall help support
21 programs providing services for victims of crime throughout the State.

22 (2) The victim services programs shall be developed and located to
23 facilitate their use by alleged victims residing in surrounding areas.

24 (c) (1) The Governor’s Office of Crime Prevention and Policy may award
25 grants to public or private nonprofit organizations to operate the victim services programs.

26 (2) Except as provided in paragraph (3) of this subsection, the programs
27 shall provide services to victims of crime as authorized by the federal Victims of Crime Act
28 and related regulations.

29 (f) (2) In each fiscal year, the Governor shall include in the annual budget bill
30 [an] **A GENERAL FUND** appropriation [that, together with the amount received under the

1 federal Victims of Crime Act in the prior year, totals an aggregate \$60,000,000] OF
2 **\$35,000,000** for the victim services programs funded under this section.

3 **Article – Economic Development**

4 10–501.

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

6 (f) “Corporation” means the Maryland Agricultural and Resource–Based
7 Industry Development Corporation.

8 10–526.

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

10 (4) “Program” means the Maryland Watermen’s Microloan Program.

11 (b) There is a Maryland Watermen’s Microloan Program in the Corporation.

12 (g) (1) For each of fiscal years 2024 through [2026] **2025**, the Governor shall
13 include in the annual State budget bill an appropriation of \$500,000 to the Program.

14 13–601.

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

16 (c) “Council” means the Tri–County Council for Southern Maryland.

17 13–611.

18 (a) The State and Calvert, Charles, and St. Mary’s counties may jointly finance
19 the Council and its activities.

20 (b) (1) The State may provide financial support to the Council to assist in
21 carrying out the activities of the Council.

22 (3) (i) The Governor shall include in the State budget for the following
23 fiscal year an appropriation to partially support the Council.

24 (ii) 1. For fiscal [year 2024 and each fiscal year thereafter]
25 **YEARS 2024 AND 2025**, the Governor shall include in the annual budget bill an
26 appropriation of \$1,000,000 to the Council from the Cigarette Restitution Fund established
27 under § 7–317 of the State Finance and Procurement Article.

1 **2. FOR FISCAL YEAR 2026, THE GOVERNOR SHALL**
2 **INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$750,000 TO THE**
3 **COUNCIL FROM THE CIGARETTE RESTITUTION FUND ESTABLISHED UNDER § 7-317**
4 **OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

5 **3. FOR FISCAL YEAR 2027, THE GOVERNOR SHALL**
6 **INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$500,000 TO THE**
7 **COUNCIL FROM THE CIGARETTE RESTITUTION FUND ESTABLISHED UNDER § 7-317**
8 **OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

9 **4. FOR FISCAL YEAR 2028, THE GOVERNOR SHALL**
10 **INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$250,000 TO THE**
11 **COUNCIL FROM THE CIGARETTE RESTITUTION FUND ESTABLISHED UNDER § 7-317**
12 **OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

13 **[2.] (III)** The Council shall use funds appropriated from the
14 Cigarette Restitution Fund for the purpose of funding the activities of the Southern
15 Maryland Agricultural Development Commission.

16 **[3.] (IV)** The appropriation required under
17 [subsubparagraph 1 of this subparagraph] **THIS PARAGRAPH** shall be in addition to, and
18 may not supplant, any funding appropriated to the Council.

19 **Article – Education**

20 7-414.1.

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

22 (2) “Fund” means the Driver Education in Public High Schools Fund.

23 (3) “Program” means the Driver Education in Public High Schools Grant
24 Program.

25 (b) There is a Driver Education in Public High Schools Grant Program in the
26 Department.

27 (f) (1) There is a Driver Education in Public High Schools Fund.

28 (4) The Fund consists of[:

29 (i) Money received by the Fund from fines for vehicle security lapses
30 under § 17-106 of the Transportation Article; and

1 (ii) Any other] ANY money from any [other] source accepted for the
2 benefit of the Fund.

3 (5) The Fund may be used only for:

4 (i) Providing grants under the Program; and

5 (ii) Administrative costs of the Program.

6 7-447.1.

7 (p) (1) In this subsection, "Fund" means the Coordinated Community Supports
8 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 (9) The Governor shall include in the annual budget bill the following
13 appropriations for the Fund:

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

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

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

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

18 (v) \$130,000,000] \$40,000,000 in fiscal year [2026] 2025 and each
19 fiscal year thereafter.

20 7-810.

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

22 (2) "Fund" means the State-Aided Institutions Field Trip Fund.

23 (3) "Program" means the State-Aided Institutions Field Trip Grant
24 Program.

25 (b) There is a State-Aided Institutions Field Trip Grant Program in the
26 Department.

27 (f) (1) There is a State-Aided Institutions Field Trip Fund.

28 (4) The Fund consists of[:

1 (i) Money received by the Fund from fines for vehicle security lapses
2 under § 17–106 of the Transportation Article; and

3 (ii) Any other] ANY money from any [other] source accepted for the
4 benefit of the Fund.

5 (5) The Fund may be used only for:

6 (i) Providing grants under the Program; and

7 (ii) Administrative costs of the Program.

8 7–1501.

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

10 (f) “Fund” means the Safe Schools Fund.

11 7–1508.

12 (e) (2) Beginning with the 2019–2020 school year, and each school year
13 thereafter, before the school year begins, each local school system shall, in accordance with
14 the plan developed under subsection (d)(2) of this section, file a report identifying:

15 (i) The public schools in the local school system’s jurisdiction that
16 have a school resource officer assigned to the school; and

17 (ii) If a public school in the local school system’s jurisdiction is not
18 assigned a school resource officer, the adequate local law enforcement coverage that will be
19 provided to the public school.

20 (g) (1) For fiscal year 2020 and each fiscal year thereafter, the Governor shall
21 include in the annual budget bill an appropriation of \$10,000,000 [to the Fund] for the
22 purpose of providing grants to local school systems and local law enforcement agencies to
23 assist in meeting the requirements of subsection (e) of this section.

24 (2) Grants provided under this subsection shall be made to each local
25 school system based on the number of schools in each school system in proportion to the
26 total number of public schools in the State in the prior year.

27 8–415.

28 (d) (1) In this subsection, “basic cost” as to each county, means the average
29 amount spent by the county from county, State, and federal sources for the public education
30 of a nonhandicapped child. “Basic cost” does not include amounts specifically allocated and
31 spent for identifiable compensatory programs for disadvantaged children.

1 (2) As provided in paragraphs (3) and (4) of this subsection, the State and
2 the counties shall share collectively in the cost of educating children with disabilities in
3 nonpublic programs under § 8–406 of this subtitle.

4 (3) (i) Subject to the limitation under subparagraph (ii) of this
5 paragraph, for each of these children domiciled in the county, the county shall contribute
6 for each placement the sum of:

7 1. The local share of the basic cost;

8 2. An additional amount equal to 200 percent of the basic
9 cost; and

10 3. A. For fiscal year 2009, an additional amount equal to
11 20 percent of the approved cost or reimbursement in excess of the sum of items 1 and 2 of
12 this subparagraph; [and]

13 B. For fiscal [year 2010 and each subsequent fiscal year
14 thereafter] **YEARS 2010 THROUGH 2025**, an additional amount equal to 30 percent of the
15 approved cost or reimbursement in excess of the sum of items 1 and 2 of this subparagraph;

16 **C. FOR FISCAL YEAR 2026, AN ADDITIONAL AMOUNT**
17 **EQUAL TO 40 PERCENT OF THE APPROVED COST OR REIMBURSEMENT IN EXCESS OF**
18 **THE SUM OF ITEMS 1 AND 2 OF THIS SUBPARAGRAPH; AND**

19 **D. FOR FISCAL YEAR 2027 AND EACH FISCAL YEAR**
20 **THEREAFTER, AN ADDITIONAL AMOUNT EQUAL TO 50 PERCENT OF THE APPROVED**
21 **COST OR REIMBURSEMENT IN EXCESS OF THE SUM OF ITEMS 1 AND 2 OF THIS**
22 **SUBPARAGRAPH.**

23 (ii) The amount that a county is required to contribute under
24 subparagraph (i) of this paragraph may not exceed the total cost or reimbursement amount
25 approved by the Department.

26 (4) For each of these children, the State shall contribute an amount equal
27 to the amount of the approved cost or reimbursement in excess of the amount the county is
28 required to contribute under paragraph (3) of this subsection.

29 14–405.

30 (b) (1) In order to ensure a stable and predictable level of funding, the
31 Governor shall include in the annual budget submission a General Fund grant to St. Mary's
32 College of Maryland.

1 (2) (i) For fiscal year 1993, the grant shall be as provided for in the
2 State fiscal year 1993 appropriation.

3 (ii) For fiscal [year 1994 and each year thereafter] **YEARS 1994**
4 **THROUGH 2025**, the proposed grant shall be equal to the grant of the prior year augmented
5 by funds required to offset inflation as indicated by the implicit price deflator for State and
6 local government.

7 (iii) [Beginning in fiscal year 2019] **FOR FISCAL YEARS 2019**
8 **THROUGH 2025**, if the College's 6-year graduation rate as reported by the Maryland
9 Higher Education Commission is 82% or greater in the second preceding fiscal year, the
10 proposed grant for the upcoming fiscal year shall be increased by 0.25%.

11 (3) (i) [Beginning in fiscal year 2019] **FOR FISCAL YEARS 2019**
12 **THROUGH 2025**, in addition to the grant provided under paragraph (2) of this subsection,
13 the College shall receive the amounts specified under this paragraph.

14 (ii) For each fiscal year, the State shall provide to the College funds
15 to pay for the increase in State-supported health insurance costs of the College.

16 (iii) For each fiscal year in which the State provides a cost-of-living
17 adjustment for State employees, the State shall provide to the College 100% of the
18 cost-of-living adjustment wage increase for State-supported employees of the College.

19 (iv) For each fiscal year in which the State provides funds to other
20 public senior higher education institutions to moderate undergraduate resident tuition
21 increases, it is the intent of the General Assembly that the State shall provide to the College
22 funds for the same purpose.

23 (4) Funding provided under paragraph (3) of this subsection **THROUGH**
24 **FISCAL YEAR 2025**:

25 (i) May not be included in the calculation of the proposed grant
26 under paragraph (2) of this subsection for any following fiscal year; and

27 (ii) Shall be provided in the same amount in each following fiscal
28 year.

29 (5) The State shall pay the General Fund grants under this subsection to
30 the College on a quarterly basis.

31 (6) Nothing in this subsection may be construed to restrict the budgetary
32 power of the General Assembly.

1 (7) Except as provided in paragraph (3) of this subsection, the College shall
2 support all operating costs, including personnel and retirement costs, from its General
3 Fund grant and the other revenue sources of the College.

4 16-512.

5 (a) In this section, "State Funds per full-time equivalent student appropriation
6 to the 4-year public institutions of higher education" has the meaning stated in §
7 17-104(a)(1) of this article.

8 (b) (1) The total State operating fund per full-time equivalent student
9 appropriated to Baltimore City Community College for each fiscal year other than fiscal
10 year 2013, as requested by the Governor shall be:

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

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

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

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

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

36 (vi) In fiscal year 2015, an amount that is the greater of 61% of the
37 State's General Fund appropriation per full-time equivalent student to the 4-year public
38 institutions of higher education in the State as designated by the Commission for the

1 purpose of administering the Joseph A. Sellinger Program under Title 17 of this article in
2 the same fiscal year or \$5,695.63 per full-time equivalent student;

3 (vii) In fiscal year 2016, an amount that is the greater of 58% 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 or \$5,695.63 per full-time equivalent student;

8 (viii) In fiscal year 2017, an amount that is the greater of 58% 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 (ix) In fiscal year 2018, not less than an amount equal to 60% 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;

18 (x) In fiscal year 2019, not less than an amount equal to 61% 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;

23 (xi) In fiscal year 2020, not less than an amount equal to 62.5% 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;

28 (xii) In fiscal year 2021, not less than an amount equal to 64.5% 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 (xiii) In fiscal year 2022, not less than an amount equal to 66.5% 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; and

38 (xiv) In fiscal year 2023 and each fiscal year thereafter, not less than
39 an amount equal to 68.5% of the State Funds per full-time equivalent student

1 appropriation to the 4-year public institutions of higher education in the State as
2 designated by the Commission for the purpose of administering the Joseph A. Sellinger
3 Program under Title 17 of this article.

4 (2) For purposes of this subsection, the State Funds per full-time
5 equivalent student appropriation to the 4-year public institutions of higher education in
6 the State for a fiscal year shall include:

7 (i) Noncapital appropriations from the Higher Education
8 Investment Fund; and

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

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

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

17 **(5) IN FISCAL YEAR 2026, THE TOTAL STATE OPERATING FUNDS**
18 **APPROPRIATED TO BALTIMORE CITY COMMUNITY COLLEGE UNDER THIS SECTION**
19 **SHALL BE \$44,734,265.**

20 (c) Notwithstanding subsection (b) of this section, the State appropriation to
21 Baltimore City Community College requested by the Governor may not be less than the
22 State appropriation to the College in the previous fiscal year.

23 18-3701.

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

25 (f) "Program" means the Maryland Loan Assistance Repayment Program for
26 Police Officers and Probation Agents.

27 18-3704.

28 The Governor shall include in the annual budget bill an appropriation of at least
29 **[\$5,000,000] \$200,000** for the Program.

30 18-3802.

31 (a) There is a Maryland Police Officers and Probation Agents Scholarship
32 Program.

1 (b) The purpose of the program is to provide tuition assistance for students who
2 are:

3 (1) Attending an eligible institution and enrolled in a degree program that
4 would further the student's intent to become a police officer or probation agent after
5 graduation; or

6 (2) Employed as a police officer or probation agent, attending an eligible
7 institution, and enrolled in a degree program that would further the police officer's or
8 probation officer's career.

9 18-3806.

10 The Governor shall include in the annual budget bill an appropriation of at least
11 **[\$5,000,000] \$200,000** to the Commission to award scholarships under this subtitle[, and
12 the Commission shall use:

13 (1) \$2,500,000 for scholarships to students intending to become police
14 officers or probation agents after graduation; and

15 (2) \$2,500,000 for scholarships for existing police officers or probation
16 agents to attend an eligible institution and remain a police officer or probation agent after
17 graduation].

18 Article - Environment

19 4-104.

20 (a) In this section, "responsible personnel" means any foreman, superintendent,
21 or project engineer who is in charge of on-site clearing and grading operations or sediment
22 control associated with a construction project.

23 (b) (1) After July 1, 1983, any applicant for sediment and erosion control plan
24 approval shall certify to the appropriate jurisdiction that any responsible personnel
25 involved in the construction project will have a certificate of attendance at a Department
26 [of the Environment] approved training program for the control of sediment and erosion
27 before beginning the project.

28 (2) A certificate shall be [valid]:

29 (I) VALID for a 3-year period[. A certificate shall be automatically];

30 AND

31 (II) AUTOMATICALLY renewed unless the Department [of the
32 Environment] notifies the certificate holder that additional training is required.

1 (c) The appropriate governmental entity authorized to approve grading and
2 sediment control plans may waive the requirement of this section for the responsible
3 personnel on any project involving four or fewer residential units.

4 (d) Any person may develop and conduct a training program if the program
5 content and instructor are approved by and meet the requirements set by the Department
6 of the Environment.

7 **(E) (1) THE DEPARTMENT MAY ESTABLISH BY REGULATION A FEE FOR**
8 **PROCESSING AND ISSUING THE CERTIFICATION.**

9 **(2) A FEE ESTABLISHED IN ACCORDANCE WITH THIS SUBSECTION**
10 **SHALL BE SET AT A RATE THAT PRODUCES FUNDS APPROXIMATELY THE SAME AS**
11 **THE COST OF PROCESSING AND ISSUING THE CERTIFICATION.**

12 **(3) THE DEPARTMENT SHALL DEPOSIT ANY FEE COLLECTED IN**
13 **ACCORDANCE WITH THIS SUBSECTION INTO THE MARYLAND CLEAN WATER FUND**
14 **ESTABLISHED UNDER § 9-320 OF THIS ARTICLE.**

15 5-203.1.

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

17 (6) "Major project" means a project that:

18 (i) Proposes to permanently impact 5,000 square feet or more of
19 wetlands or waterways, including the 100-year floodplain;

20 (ii) Is located in an area identified as potentially impacting a
21 nontidal wetland of special State concern by a geographical information system database
22 that:

23 1. Has been developed and maintained by the Department of
24 Natural Resources; and

25 2. Is used by the Department to screen incoming
26 applications; or

27 (iii) Requires the issuance of a public notice by the Department.

28 (8) "Minor project" means a project that:

29 (i) Proposes to permanently impact less than 5,000 square feet of
30 wetlands or waterways, including the 100-year floodplain; and

31 (ii) Does not meet the definition of a major project.

1 (9) "Residential activity" means a noncommercial activity that is conducted
2 on residential property.

3 (10) (i) "Residential property" means improved property that is used
4 primarily as a residence or unimproved property that is zoned for use as a residence.

5 (ii) "Residential property" includes:

6 1. Property owned by a homeowners' association; and

7 2. A condominium.

8 (iii) "Residential property" does not include:

9 1. A commercial building;

10 2. A marina; or

11 3. A residential apartment complex or building.

12 (12) "TIER II HIGH QUALITY WATERSHED" MEANS THE LAND AND
13 WATER AREAS THAT DRAIN TOWARD OR INTO A TIER II HIGH QUALITY WATERSHED
14 AS DESIGNATED AND IDENTIFIED IN A GEOGRAPHIC INFORMATION SYSTEM BY THE
15 DEPARTMENT.

16 (b) (1) Except as provided under paragraphs (2), (3), [and] (6), AND (7) of this
17 subsection, all applications for wetlands and waterways authorizations issued by the
18 Department under §§ 5-503 and 5-906 of this title and §§ 16-202, 16-302, and 16-307 of
19 this article or wetlands licenses issued by the Board of Public Works under § 16-202 of this
20 article shall be accompanied by an application fee as follows:

21 (i) For an application for a minor project or general
22 permit.....[\$750]
23 \$980;

24 (ii) For an application for a minor modification.....[\$250]
25 \$330;

26 (iii) For an application for a major project with a proposed permanent
27 impact of:

28 1. Less than 1/4 acre.....[\$1,500]
29 \$1,950;

1 (iv) Installation of a fixed or floating platform on an existing pier
2 where the total platform area does not exceed 200 square feet.....[~~\$300~~]
3 **\$390;**

4 (v) Construction of a nonhabitable structure that permanently
5 impacts less than 1,000 square feet, such as a driveway, deck, pool, shed, or
6 fence.....[~~\$300~~]
7 **\$390;**

8 (vi) Replacement of an existing bulkhead where the replacement
9 bulkhead does not exceed more than 18 inches channelward of the existing
10 structure.....[~~\$500~~]
11 **\$650;** and

12 (vii) In-kind repair and replacement of existing
13 infrastructure.....[~~\$500~~]
14 **\$650.**

15 (6) The application fee for a structural shoreline stabilization project
16 located on or adjacent to a State-owned lake may not exceed [~~\$250~~] **\$290.**

17 (7) [The fees imposed under this subsection may not be modified without
18 legislative enactment.

19 (8) (i) Subject to paragraph (7) of this subsection, the] **EXCEPT AS**
20 **PROVIDED IN PARAGRAPHS (2) AND (5) OF THIS SUBSECTION, ALL APPLICATIONS**
21 **FOR WETLANDS AND WATERWAYS AUTHORIZATIONS ISSUED BY THE DEPARTMENT**
22 **FOR ACTIVITIES PROPOSED IN A TIER II HIGH QUALITY WATERSHED SHALL BE**
23 **ACCOMPANIED BY AN ADDITIONAL APPLICATION FEE, AS FOLLOWS:**

24 (I) **FOR AN APPLICATION FOR A MINOR PROJECT OR MINOR**
25 **MODIFICATION.....\$400;**
26 **AND**

27 (II) **FOR AN APPLICATION FOR A MAJOR PROJECT OR MAJOR**
28 **PROJECT MODIFICATION.....\$1,600.**

29 (8) (I) **THE** Department may adjust the fees established under
30 paragraphs (1), (4), [and] (6), **AND (7)** of this subsection to reflect changes in the consumer
31 price index for all “urban consumers” for the expenditure category “all items not seasonally
32 adjusted”, and for all regions.

33 (ii) The Annual Consumer Price Index for the period ending each
34 December, as published by the Bureau of Labor Statistics of the U.S. Department of Labor,

1 shall be used to adjust the fees established under paragraphs (1), (4), [and] (6), AND (7) of
2 this subsection.

3 (III) THE DEPARTMENT SHALL ISSUE A PUBLIC NOTICE OF THE
4 ADJUSTED FEES AT LEAST 90 DAYS BEFORE THE NEW FEE RATES TAKE EFFECT.

5 (c) (1) There is a Wetlands and Waterways Program Fund.

6 (5) In accordance with subsection (e) of this section, the Department shall
7 use the Wetlands and Waterways Program Fund for activities related to:

8 (i) The issuance of authorizations by the Department under §§
9 5–503 and 5–906 of this title and §§ 16–202, 16–302, and 16–307 of this article or the
10 issuance of wetlands licenses by the Board of Public Works under § 16–202 of this article;

11 (ii) The management, conservation, protection, and preservation of
12 the State’s wetlands and waterways resources, INCLUDING TIER II HIGH QUALITY
13 WATERS AND TIER II HIGH QUALITY WATERSHEDS; and

14 (iii) Program development associated with this title and Title 16 of
15 this article, as provided by the State budget.

16 (d) On or before December 31 of each year, in accordance with § 2–1257 of the
17 State Government Article, the Department shall prepare and submit an annual report to
18 the House Environment and Transportation Committee, the House Appropriations
19 Committee, the Senate [Education, Health, and Environmental Affairs Committee]
20 EDUCATION, ENERGY, AND THE ENVIRONMENT COMMITTEE, and the Senate Budget
21 and Taxation Committee on the Wetlands and Waterways Program Fund, including an
22 accounting of financial receipts deposited into the Fund and expenditures from the Fund.

23 (e) The Department shall:

24 (1) Prioritize the use of the Wetlands and Waterways Program Fund to
25 improve the level of service to the regulated community;

26 (2) Identify and implement measures that will reduce delays and
27 duplication in the administration of the wetlands and waterways permit process, including
28 the processing of applications for wetlands and waterways permits in accordance with §
29 1–607 of this article; and

30 (3) In conjunction with the Department of Natural Resources, identify up
31 to three types of structural shoreline stabilization practices that may be implemented on
32 or adjacent to a State–owned lake.

33 6–843.

1 (a) (1) Except as provided in this subsection and subsection (b) of this section,
2 and in cooperation with the Department of Housing and Community Development, the
3 State Department of Assessments and Taxation, and other appropriate governmental
4 units, the Department shall provide for the collection of an annual fee for every rental
5 dwelling unit in the State.

6 (2) [The annual fee for an affected property is \$30] **FOR AN AFFECTED**
7 **PROPERTY, THE FEE:**

8 (I) **IS \$120; AND**

9 (II) **SHALL BE COLLECTED BY THE DEPARTMENT ONCE EVERY**
10 **2 YEARS.**

11 (3) (i) Subject to the provisions of subparagraphs (ii) and (iii) of this
12 paragraph, on or before December 31, 2000, the [annual] fee for a rental dwelling unit built
13 after 1949 that is not an affected property is \$5. After December 31, 2000, there is no
14 [annual] fee for a rental dwelling unit built after 1949 that is not an affected property.

15 (ii) The owner of a rental dwelling unit built after 1949 that is not
16 an affected property may not be required to pay the fee provided under this paragraph if
17 the owner certifies to the Department that the rental dwelling unit is lead free pursuant to
18 § 6–804 of this subtitle.

19 (iii) An owner of a rental dwelling unit who submits a report to the
20 Department that the rental dwelling unit is lead free pursuant to § 6–804 of this subtitle
21 shall include a [\$10] **\$50** processing fee with the report.

22 (b) The fees imposed under this section do not apply to any rental dwelling unit:

23 (1) Built after 1978; or

24 (2) Owned and operated by a unit of federal, State, or local government, or
25 any public, quasi–public, or municipal corporation.

26 (c) (1) The fee imposed under this section shall be paid on or before December
27 31, 1995, or the date of registration of the affected property under Part III of this subtitle
28 and on or before December 31 [of each] **EVERY OTHER** year thereafter or according to a
29 schedule established by the Department by regulation.

30 (2) **THE DEPARTMENT MAY ESTABLISH A PROTOCOL TO STAGGER**
31 **REGISTRATIONS OF AFFECTED PROPERTY UNDER PART III OF THIS SUBTITLE TO**
32 **EQUALLY DIVIDE REGISTRATIONS OVER SEQUENTIAL CALENDAR YEARS.**

33 (d) An owner who fails to pay the fee imposed under this section is liable for a
34 civil penalty of up to triple the amount of each registration fee unpaid that, together with

1 all costs of collection, including reasonable attorney's fees, shall be collected in a civil action
2 in any court of competent jurisdiction.

3 7-503.

4 (a) There is a Voluntary Cleanup Program in the Department.

5 7-506.

6 (a) (1) To participate in the Program, an applicant shall:

7 (i) Submit an application, on a form provided by the Department,
8 that includes:

9 1. Information demonstrating to the satisfaction of the
10 Department that the contamination did not result from the applicant knowingly or willfully
11 violating any law or regulation concerning controlled hazardous substances;

12 2. Information demonstrating the person's status as a
13 responsible person or an inculpable person;

14 3. Information demonstrating that the property is an eligible
15 property as defined in § 7-501 of this subtitle;

16 4. A detailed report with all available relevant information
17 on environmental conditions including contamination at the eligible property known to the
18 applicant at the time of the application;

19 5. An environmental site assessment that includes:

20 A. Established Phase I site assessment standards and follows
21 principles established by the American Society for Testing and Materials and that
22 demonstrates to the satisfaction of the Department that the assessment has been conducted
23 in accordance with those standards and principles; and

24 B. A Phase II site assessment unless the Department
25 concludes, after review of the Phase I site assessment, that there is sufficient information
26 to determine that there are no recognized environmental conditions, as defined by the
27 American Society for Testing and Materials; and

28 6. A description, in summary form, of a proposed voluntary
29 cleanup project that includes the proposed cleanup criteria under § 7-508 of this subtitle
30 and the proposed future use of the property, if appropriate; and

31 (ii) Subject to paragraph (2) of this subsection, pay to the
32 Department:

1 1. An initial application fee of ~~[\$6,000]~~ **\$10,000** which the
2 Department may reduce on a demonstration of financial hardship in accordance with
3 subsection (b) of this section;

4 2. An application fee of \$2,000 for each application submitted
5 subsequent to the initial application for the same property; ~~[and]~~

6 3. An application fee of \$2,000 for each application submitted
7 subsequent to the initial application for contiguous or adjacent properties that are part of
8 the same planned unit development or a similar development plan; **AND**

9 **4. IF THE DIRECT COSTS OF REVIEW OF THE**
10 **APPLICATION AND ADMINISTRATION AND OVERSIGHT OF THE RESPONSE ACTION**
11 **PLAN EXCEED THE APPLICATION FEE, THE ADDITIONAL COSTS INCURRED BY THE**
12 **DEPARTMENT.**

13 (2) If an applicant certifies that the applicant intends to use the eligible
14 property to generate clean or renewable energy, the Department shall waive the fees
15 required under paragraph (1)(ii) of this subsection.

16 15-807.

17 (a) Except as otherwise provided in this subtitle, a person may not engage in
18 surface mining within the State without first obtaining a surface mining license.

19 (b) **(1)** An application for a license shall be in writing and on a form prepared
20 and furnished by the Department.

21 **(2)** If the application is made by a corporation, partnership, or association
22 **[it], THE APPLICATION** shall contain information concerning its officers, directors, and
23 principal owners, as the Department reasonably requires.

24 (c) **(1)** The application shall be accompanied by a ~~[\$300]~~ **\$500** fee. ~~[The]~~

25 **(2) (I) A LICENSE RENEWAL FEE IS \$300.**

26 **(II) A license shall be renewable annually[, and the renewal fee is**
27 **\$150].**

28 **(III) The application for renewal shall be made annually by January**
29 **1.**

30 (d) The Department may not issue any new surface mining license or renew any
31 existing surface mining license to any person if it finds, after investigation, that the
32 applicant has failed and continues to fail to comply with any of the provisions of this
33 subtitle.

1 (f) (1) Any person who violates the provisions of this section is guilty of a
2 misdemeanor and, on conviction, is subject to a fine of not more than \$10,000.

3 (2) The fine shall be paid to the Surface Mined Land Reclamation Fund.

4 15-808.

5 (a) A licensee may not engage in surface mining within the State except on
6 affected land that is covered by a valid surface mining permit.

7 (c) A permit may cover more than one tract of land, if the tracts are contiguous
8 and are described in the application.

9 (f) (1) The fee for an original permit shall be [\$12 for each acre of affected land
10 for each year of operation requested, but the fee may not exceed \$1,000 per year]:

11 (I) **\$25 FOR EACH ACRE OF AFFECTED LAND FOR EACH YEAR OF**
12 **OPERATION, NOT TO EXCEED \$5,000; AND**

13 (II) **EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
14 **SUBSECTION, 1 CENT PER TON OF MINED MATERIAL SOLD PER YEAR.**

15 (2) **THE PER TON OF MATERIAL SOLD FEE IN PARAGRAPH (1) OF THIS**
16 **SUBSECTION SHALL BE INCREASED BY .25 CENT PER TON IN FISCAL YEAR 2028 AND**
17 **EVERY 2 FISCAL YEARS THEREAFTER.**

18 (g) The fee shall be paid annually during the term of the permit.

19 (h) (1) If the term of the permit exceeds 5 years, the permittee shall pay
20 additional fees, based on the formula in subsection (f) of this section for each 5-year portion
21 of the term of the permit. These additional fees shall be paid to the Department within 1
22 year before the completion of each 5-year portion of the term of the permit.

23 (2) Any permit that was granted on or before June 30, 1985, is not subject
24 to the additional fees required by paragraph (1) of this subsection until the time of
25 modification or renewal of the permit under §§ 15-815 and 15-816 of this subtitle.

26 (i) In addition, before a surface mining permit is issued the applicant shall pay a
27 special reclamation fee of \$30 for each acre of land affected. The payment shall be based on
28 the same number of acres as that for which bond is required.

29 (k) (1) Any person who violates the provisions of this section or who knowingly
30 or intentionally has filed false information in the application for a permit, or who has not
31 fully complied with all provisions and requirements of the permit, is guilty of a
32 misdemeanor, and, on conviction, is subject to a fine of:

1 (i) Not more than \$25,000; and

2 (ii) An amount sufficient to cover the cost of reclaiming the affected
3 land.

4 (2) The fine and any payment for reclamation shall be paid into the Surface
5 Mined Land Reclamation Fund.

6 15–815.

7 (a) (1) Any permittee engaged in surface mining under a surface mining
8 permit may apply at any time for modification of the permit.

9 (2) The application shall be in writing on forms furnished by the
10 Department and fully state the information called for.

11 (3) [In addition, the] **THE** applicant may be required to furnish [other]
12 **ADDITIONAL** information **THAT** the Department reasonably deems necessary to enforce
13 this subtitle. [However, it is not necessary to resubmit information which has not changed
14 since the original application, if the applicant so states in writing]

15 (4) **IF AN APPLICANT STATES IN WRITING THAT INFORMATION HAS**
16 **NOT CHANGED SINCE THE ORIGINAL APPLICATION, THE APPLICANT IS NOT**
17 **REQUIRED TO RESUBMIT THAT INFORMATION.**

18 (b) (1) A modification under this section may affect [the]:

19 (I) **THE** land area covered by the permit[, the];

20 (II) **THE** approved mining and reclamation plan coupled with the
21 permit[, or other]; **OR**

22 (III) **OTHER** terms and conditions of the permit.

23 (2) (I) A permit may be modified to include land contiguous to the
24 existing affected land, but not other lands.

25 (II) The mining and reclamation plan may be modified in any
26 manner, if the Department determines that the modified plan fully meets the standards
27 set forth in § 15–822 of this subtitle and that the modifications would be generally
28 consistent with the bases for the issuance of the original permit.

1 (III) Other terms and conditions may be modified only if the
2 Department determines that the permit as modified would meet the requirements of §§
3 15–808 and 15–810 of this subtitle. [No]

4 (IV) A modification may NOT extend the expiration date of any
5 permit issued under this subtitle.

6 (c) Except as otherwise provided in subsection (d) of this section, a ~~[\$100]~~ **\$200**
7 fee shall be charged for a permit modification.

8 (d) (1) In addition to the fee required in subsection (c) of this section, a fee shall
9 be charged equal to ~~[\$12 for each additional acre of affected land over and above the amount~~
10 ~~of land covered in the original permit, for each year of operation]~~:

11 **(I) \$25 FOR EACH ADDITIONAL ACRE OF AFFECTED LAND OVER**
12 **AND ABOVE THE AMOUNT OF LAND COVERED IN THE ORIGINAL PERMIT FOR EACH**
13 **YEAR OF OPERATION, NOT TO EXCEED \$5,000; AND**

14 **(II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS**
15 **SUBSECTION, 1 CENT PER TON OF MINED MATERIAL SOLD PER YEAR.**

16 (2) ~~[The additional fee may not exceed \$1,000 per year]~~ **THE PER TON OF**
17 **MATERIAL SOLD FEE IN PARAGRAPH (1) OF THIS SUBSECTION SHALL BE INCREASED**
18 **BY .25 CENT PER TON IN FISCAL YEAR 2028 AND EVERY 2 FISCAL YEARS**
19 **THEREAFTER.**

20 (e) The Department shall approve and grant the permit modification requested
21 as expeditiously as possible but not later than 30 days after the application forms or any
22 supplemental information required are filed with the Department.

23 (f) The Department may deny the permit modification on finding:

24 (1) An uncorrected violation of the type listed in § 15–810(b)(7) of this
25 subtitle;

26 (2) Failure to submit an adequate mining and reclamation plan in light of
27 conditions existing at the time of the modification; or

28 (3) Failure or refusal to pay the modification fee.

29 (g) If the Department denies an application to modify a permit, the Department
30 shall give the permittee written notice of:

31 (1) The Department’s determination;

32 (2) Any changes in the application which would make it acceptable; and

1 (3) The permittee's right to a hearing at a stated time and place.

2 (h) The date for the hearing may not be less than 15 days nor more than 30 days
3 after the date of the notice unless the Department and the permittee mutually agree on
4 another date.

5 15-816.

6 (a) (1) The procedure to be followed and standards to be applied in renewing a
7 permit shall be the same as those for the initial application for a permit[, except that it is
8 not necessary to resubmit information which has not changed since the time of the original
9 application, if the applicant so states in writing. However, the applicant may be required].

10 (2) IF AN APPLICANT STATES IN WRITING THAT INFORMATION HAS
11 NOT CHANGED SINCE THE ORIGINAL APPLICATION, THE APPLICANT IS NOT
12 REQUIRED TO RESUBMIT THAT INFORMATION.

13 (3) THE DEPARTMENT MAY REQUIRE AN APPLICANT to furnish other
14 information the Department deems necessary to evaluate the renewal request.

15 (4) In the absence of any changes in legal requirements for the issuance of
16 a permit since the date on which the original permit was issued, the only basis for the denial
17 of a renewal permit shall be:

18 [(1)] (I) An uncorrected violation of the type listed in § 15-810(b)(7) of
19 this subtitle;

20 [(2)] (II) Failure to submit an adequate mining and reclamation plan in
21 light of conditions existing at the time of renewal; or

22 [(3)] (III) Failure or refusal to pay the renewal fee.

23 (b) Application for a renewal of a permit cannot be made any earlier than 1 year
24 prior to the expiration date of the original permit.

25 (c) (1) Except as otherwise provided in subsection (d) of this section, the fee to
26 be charged for a permit renewal shall be [\$12 for each acre of affected land for each year of
27 operation, but not exceeding \$1,000 per year]:

28 (I) \$25 FOR EACH ACRE OF AFFECTED LAND FOR EACH YEAR OF
29 OPERATION, NOT TO EXCEED \$5,000; AND

30 (II) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
31 SUBSECTION, 1 CENT PER TON OF MINED MATERIAL SOLD PER YEAR.

1 **(2) THE PER TON OF MATERIAL SOLD FEE IN PARAGRAPH (1) OF THIS**
2 **SUBSECTION SHALL BE INCREASED BY .25 CENT PER TON IN FISCAL YEAR 2028 AND**
3 **EVERY 2 FISCAL YEARS THEREAFTER.**

4 (d) The fee shall be paid annually during the term of the permit.

5 (e) **(1)** If the term of a permit which is renewed exceeds 5 years, the permittee
6 shall pay additional fees, based on the formula in subsection (c) of this section, for each
7 5-year portion of the term of the renewed permit.

8 **(2)** These additional fees shall be paid to the Department within 1 year
9 before the completion of any 5-year portion of the term of the permit.

10 (f) If the Department denies an application to renew a permit, the Department
11 shall give the permittee written notice of:

12 (1) The Department's determination;

13 (2) Any changes in the application that would make it acceptable; and

14 (3) The permittee's right to a hearing at a stated time and place.

15 (g) The date for the hearing may not be less than 15 days nor more than 30 days
16 after the date of the notice unless the Department and the permittee mutually agree on
17 another date.

18 15-819.

19 (a) When the interest of a permittee in any uncompleted mining operation is sold,
20 leased, assigned, or otherwise disposed of, the Department may release the first permittee
21 from all liabilities imposed upon him by this subtitle with reference to the operation and
22 transfer the permit to the successor in interest, if both the permittee and the successor in
23 interest have complied with the requirements of this subtitle and the successor in interest
24 assumes the duties and responsibilities of the first permittee with reference to reclamation
25 of the land according to the authorized mining and reclamation plan and posts suitable
26 bond or other security required by § 15-823 of this subtitle.

27 (b) The successor in interest shall pay a [~~\$500~~] **\$1,000** fee on filing a transfer of
28 permit.

29 (c) The Department shall approve and grant the permit transfer as expeditiously
30 as possible but not later than 30 days after the application forms or any supplemental
31 information required are filed with the Department.

32 (d) The Department may deny the permit transfer on finding:

1 (1) That either permittee has an uncorrected violation of the type listed in
2 § 15–810(b)(7) of this subtitle;

3 (2) Failure of the successor permittee to submit an adequate mining and
4 reclamation plan in light of conditions existing at the time of the modification; or

5 (3) Failure of the successor permittee to pay the transfer fee.

6 (e) If the Department denies an application to transfer a permit, the Department
7 shall give the permittee and the successor in interest written notice of:

8 (1) The Department’s determination;

9 (2) Any changes in the application which would make it acceptable; and

10 (3) The right of the permittee and the successor in interest to a hearing at
11 a stated time and place.

12 (f) The date for the hearing may not be less than 15 days nor more than 30 days
13 after the date of the notice unless the parties mutually agree on another date.

14 **Article – Financial Institutions**

15 13–1114.

16 (a) There is a Maryland Heritage Areas Authority Financing Fund.

17 (g) (1) In this subsection, “Program Open Space funds transferred to the
18 Authority” means the money appropriated to the Fund from Program Open Space funds
19 under § 5–903(a) of the Natural Resources Article.

20 (2) Except as provided in paragraph (3) of this subsection, Program Open
21 Space funds transferred to the Authority may not be used to pay the operating expenses of
22 the Authority, debt service of bonds issued by the Authority, or administrative expenses
23 related to bonds issued by the Authority.

24 (3) (i) Up to 10% of Program Open Space funds transferred to the
25 Authority may be used to pay the operating expenses of the Authority.

26 (ii) Up to 50% of Program Open Space funds transferred to the
27 Authority may be expended for debt service on bonds issued by the Authority.

28 (iii) For fiscal year 2012 only, an additional \$500,000 of Program
29 Open Space funds transferred to the Authority may be used to pay operating expenses in
30 the Department of Planning.

1 (IV) FOR FISCAL YEAR 2026 ONLY, AN ADDITIONAL \$340,000 OF
 2 PROGRAM OPEN SPACE FUNDS TRANSFERRED TO THE AUTHORITY MAY BE USED TO
 3 PAY OPERATING EXPENSES IN THE DEPARTMENT OF PLANNING.

4 Article – Health – General

5 7–101.

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

7 (b) “Administration” means the Developmental Disabilities Administration.

8 (l) (1) “Individual–directed and family–directed goods and services” means
 9 services, equipment, activities, or supplies for individuals who self–direct services that:

10 (i) Relate to a need or goal identified in the person–centered plan of
 11 service;

12 (ii) Maintain or increase independence;

13 (iii) Promote opportunities for community living and inclusion; and

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

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

19 7–205.

20 (a) (1) There is a continuing, nonlapsing Waiting List Equity Fund in the
 21 Maryland Department of Health.

22 (b) Subject to the appropriation process in the annual operating budget, the
 23 Department shall use the Waiting List Equity Fund for providing community–based
 24 services to individuals eligible for, but not receiving, services from the Developmental
 25 Disabilities Administration.

26 (e) (1) [(i)] The Department shall adopt regulations for the management
 27 and use of the money in the Fund.

28 [(ii)] (2) The regulations shall authorize the use of money in the
 29 Fund to provide services to individuals:

30 [1.] (I) Who are in crisis and need emergency services; and

1 [2.] (II) Who are not in crisis and do not need emergency
2 services.

3 [(2) The Waiting List Equity Fund may not be used to supplant funds
4 appropriated for:

5 (i) Emergency community placements; or

6 (ii) Transitioning students.]

7 7-409.

8 (c) (1) Subject to paragraph (2) of this subsection, the Administration may not
9 establish a limit on[:

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

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

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

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

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

21 13-1116.

22 (a) (1) (i) For each of fiscal years 2011 and 2012:

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

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

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

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

2 (ii) For fiscal [year] YEARS 2013 [and each fiscal year thereafter]
3 **THROUGH 2025:**

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

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

9 (iii) **FOR FISCAL YEAR 2026 AND EACH FISCAL YEAR**
10 **THEREAFTER:**

11 1. **THE GOVERNOR MAY INCLUDE AT LEAST \$13,000,000**
12 **IN THE ANNUAL BUDGET IN APPROPRIATIONS FOR THE STATEWIDE ACADEMIC**
13 **HEALTH CENTER CANCER RESEARCH GRANTS UNDER THIS SECTION; AND**

14 2. **THE GRANTS SHALL BE DISTRIBUTED ACCORDING TO**
15 **HISTORICAL ALLOCATIONS BETWEEN THE ACADEMIC HEALTH CENTERS.**

16 (2) Subject to the other provisions of this section, the Department may
17 distribute Statewide Academic Health Center Cancer Research Grants to the University of
18 Maryland Medical Group and the Johns Hopkins Institutions for the purpose of enhancing
19 cancer research activities that may lead to a cure for a targeted cancer and increasing the
20 rate at which cancer research activities are translated into treatment protocols in the State.

21 **15-157.**

22 (A) **IN THIS SECTION, "FUND" MEANS THE MEDICAID PRIMARY CARD**
23 **PROGRAM FUND.**

24 (B) **THERE IS A MEDICAID PRIMARY CARD PROGRAM FUND IN THE**
25 **DEPARTMENT.**

26 (C) **THE PURPOSE OF THE FUND IS TO SERVE AS THE FOUNDATION FOR**
27 **ADVANCING PRIMARY CARE IN THE STATE UNDER THE ADVANCING ALL-PAYER**
28 **HEALTH EQUITY APPROACHES AND DEVELOPMENT (AHEAD) MODEL.**

29 (D) **THE DEPARTMENT SHALL ADMINISTER THE FUND.**

30 (E) (1) **THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT**
31 **SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.**

1 **(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY,**
2 **AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.**

3 **(F) THE FUND CONSISTS OF:**

4 **(1) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;**

5 **(2) HOSPITAL PAYMENTS ADMINISTERED BY THE HEALTH SERVICES**
6 **REVIEW COMMISSION; AND**

7 **(3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR**
8 **THE BENEFIT OF THE FUND.**

9 **(G) THE FUND MAY BE USED TO:**

10 **(1) IMPLEMENT A MEDICAID PRIMARY CARE ADVANCED PAYMENT**
11 **MODEL PROGRAM AS REQUIRED UNDER THE AHEAD COOPERATIVE AGREEMENT;**
12 **AND**

13 **(2) SUPPORT PRIMARY CARE PROVIDERS SERVING ENROLLEES OF**
14 **THE MEDICAL ASSISTANCE PROGRAM THROUGH INVESTMENTS THAT INCLUDE**
15 **INCREASED REIMBURSEMENT FOR EVALUATION AND MANAGEMENT CODES, CARE**
16 **MANAGEMENT FEES TO ELIGIBLE PRACTICES, AND QUALITY INCENTIVES.**

17 **(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND**
18 **IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.**

19 **(2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO**
20 **THE GENERAL FUND OF THE STATE.**

21 **(I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE**
22 **WITH THE STATE BUDGET.**

23 19-112.

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

25 (2) “Center” means a Patient Safety Center designated by the Commission.

26 (3) “Fund” means the Maryland Patient Safety Center Fund.

27 (d) (1) There is a Patient Safety Center Fund.

1 (2) The purpose of the Fund is to subsidize a portion of the costs of the
2 Center so that the Center may perform the duties described under subsection (c) of this
3 section.

4 (e) (1) **(I)** For fiscal [year 2023 and each fiscal year thereafter] **YEARS**
5 **2023 THROUGH 2025**, the Governor shall include in the annual budget bill an
6 appropriation of \$1,000,000 for the Fund.

7 **(II) FOR FISCAL YEAR 2026 AND EACH FISCAL YEAR**
8 **THEREAFTER, THE GOVERNOR MAY INCLUDE IN THE ANNUAL BUDGET BILL AN**
9 **APPROPRIATION OF \$1,000,000 FOR THE FUND.**

10 **Article – Housing and Community Development**

11 4–511.

12 (a) In this section, “Fund” means the Continuing the CORE Partnership Fund.

13 (b) There is a Continuing the CORE Partnership Fund.

14 (c) The purpose of the Fund is to assist the Department, in conjunction with the
15 Maryland Stadium Authority and Baltimore City, in expeditiously removing blighted
16 property within Baltimore City.

17 (j) (1) For fiscal year 2020, the Governor may include in the annual budget
18 bill an appropriation of \$30,000,000 to the Fund.

19 (2) For fiscal years 2021 through 2024, the Governor may include in the
20 annual budget bill an appropriation of \$25,000,000 to the Fund.

21 (3) For fiscal year 2026 and each fiscal year thereafter, the Governor shall
22 include in the annual budget bill **OR THE CAPITAL BUDGET BILL** an appropriation of
23 \$50,000,000 to the Fund.

24 **Article – Human Services**

25 10–1303.

26 (a) For fiscal year 2025 and each fiscal year thereafter, the Governor shall include
27 in the annual budget bill an appropriation of [**\$2,400,000**] **\$1,200,000** to manage the
28 long–term care and dementia care navigation programs statewide and to fund the programs
29 locally.

30 (b) The funds appropriated under this section shall be distributed proportionally
31 to each area agency based on a formula determined by the Department that considers the

1 number of individuals who will likely need long-term care or dementia care services in each
2 jurisdiction.

3 **Article – Labor and Employment**

4 8–421.

5 (a) The Special Administrative Expense Fund shall consist of money appropriated
6 in the State budget from:

7 (1) fines, interest, and other penalties collected under this title and paid
8 from the clearing account under § 8–404(c) of this subtitle;

9 (2) money transferred from the Unemployment Insurance Administration
10 Fund under § 8–422 of this subtitle; [and]

11 (3) any voluntary contribution to the Special Administrative Expense
12 Fund; AND

13 **(4) ADMINISTRATIVE FEE PAYMENTS DEPOSITED INTO THE SPECIAL**
14 **ADMINISTRATIVE EXPENSE FUND IN ACCORDANCE WITH § 8–605.1 OF THIS TITLE**
15 **AND ANY ASSOCIATED FINES, PENALTIES, AND INTEREST ESTABLISHED BY**
16 **REGULATION.**

17 (b) (1) Notwithstanding any other provision in this Part III of this subtitle, the
18 Special Administrative Expense Fund may be used as a revolving account to cover costs
19 that are proper under the law for which federal money is requested but not yet received, if
20 the costs are charged against the federal money when received.

21 (2) Subject to subsection (d) of this section, the Secretary:

22 (i) shall use the Special Administrative Expense Fund for
23 reimbursement of interest on contributions that is collected erroneously;

24 (ii) shall use the Special Administrative Expense Fund to pay for
25 costs of administration that are found to have been improperly charged against federal
26 money credited to the Unemployment Insurance Administration Fund; and

27 (iii) may use the Special Administrative Expense Fund:

28 1. for replacement within a reasonable time of any money
29 that the State receives under § 302 of the Social Security Act and that because of an action
30 or contingency has been lost or has been used for purposes other than or in amounts
31 exceeding those necessary for proper administration of this title; [or]

1 2. for administrative expenses of the Division of
2 Unemployment Insurance and Division of Workforce Development **AND ADULT**
3 **LEARNING**, in accordance with subsection (c) of this section; **AND**

4 **3. TO COLLECT AND ADMINISTER THE ADMINISTRATIVE**
5 **FEE ESTABLISHED UNDER § 8-605.1 OF THIS TITLE.**

6 (c) (1) Subject to subsection (d) of this section, the Secretary may use the
7 Special Administrative Expense Fund for administrative expenses necessary to administer
8 this title.

9 (2) Administrative expenses include:

10 (i) expenses related to the acquisition of office space required for
11 effective administration of this title, subject to approval by the Board of Public Works;

12 (ii) costs for furnishing, maintenance, repair, improvement, and
13 enhancement of office space;

14 (iii) the purchase, leasing, and maintenance of information
15 technology systems, including equipment, programs, and services;

16 (iv) the purchase, leasing, and maintenance of telecommunications
17 systems, services, and equipment including connectivity costs and ongoing usage costs; and

18 (v) other administrative costs that the Secretary determines are
19 necessary to administer solely the provisions of this title.

20 (d) **(1)** The Special Administrative Expense Fund may not be used in a manner
21 that would result in a loss of federal money that, in the absence of money from the Special
22 Administrative Expense Fund, would be available to pay for administrative costs of this
23 title.

24 **(2) THE SECRETARY SHALL IMPLEMENT COST ALLOCATION PLANS AS**
25 **NECESSARY UNDER THIS PART III OF THIS SUBTITLE TO COMPLY WITH ALL**
26 **APPLICABLE STATE AND FEDERAL LAW.**

27 **8-605.1.**

28 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
29 **INDICATED.**

30 **(2) “NEW EMPLOYER” HAS THE MEANING STATED IN § 8-609(A) OF**
31 **THIS SUBTITLE.**

1 **(3) "TAXABLE WAGE BASE" HAS THE MEANING STATED IN § 8-601 OF**
2 **THIS SUBTITLE.**

3 **(B) (1) (I) BEGINNING JANUARY 1, 2026, EACH EMPLOYING UNIT**
4 **THAT IS DETERMINED TO BE LIABLE UNDER THIS SUBTITLE TO PAY CONTRIBUTIONS**
5 **SHALL BE SUBJECT TO AN ANNUAL ADMINISTRATIVE FEE OF 0.15% OF ITS TAXABLE**
6 **WAGE BASE.**

7 **(II) THE TIMING AND MANNER OF PAYMENT SHALL BE AS**
8 **DETERMINED BY THE SECRETARY.**

9 **(2) (I) SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH,**
10 **BEGINNING JANUARY 1, 2026, THE CONTRIBUTION RATE ASSIGNED TO EACH**
11 **EMPLOYING UNIT UNDER THIS SUBTITLE, EXCLUSIVE OF ANY PENALTIES, FINES, OR**
12 **INTEREST REQUIRED TO BE PAID BY AN EMPLOYING UNIT UNDER ANY OTHER**
13 **PROVISION OF THIS TITLE, SHALL BE ADJUSTED BY SUBTRACTING 0.15% FROM**
14 **EACH RATE.**

15 **(II) A NEW EMPLOYER SHALL PAY AT LEAST 1% OF ITS TAXABLE**
16 **WAGE BASE.**

17 **(C) THE ADMINISTRATIVE FEE PAYMENTS COLLECTED UNDER THIS**
18 **SECTION:**

19 **(1) SHALL BE CONSIDERED SEPARATE AND DISTINCT FROM**
20 **CONTRIBUTIONS;**

21 **(2) MAY NOT BE CREDITED TO THE ACCOUNTS OF INDIVIDUAL**
22 **EMPLOYING UNITS; AND**

23 **(3) SHALL BE DEPOSITED INTO THE SPECIAL ADMINISTRATIVE**
24 **EXPENSE FUND ESTABLISHED UNDER § 8-419 OF THIS TITLE.**

25 **(D) THE ADMINISTRATIVE FEES COLLECTED UNDER THIS SECTION MAY BE**
26 **USED FOR ADMINISTRATIVE EXPENSES IN ACCORDANCE WITH § 8-421 OF THIS**
27 **TITLE, INCLUDING EXPENSES TO IMPROVE CUSTOMER SERVICE, CONDUCT DATA**
28 **ANALYSIS, SUPPORT INFORMATION TECHNOLOGY IMPROVEMENTS, COMBAT FRAUD,**
29 **AND ACCELERATE REEMPLOYMENT.**

30 **(E) THE SECRETARY MAY ADOPT REGULATIONS NECESSARY TO CARRY OUT**
31 **THIS SECTION.**

32 8-609.

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

2 (3) "New employer" means an employing unit that does not qualify for an
3 earned rate under § 8–610 of this subtitle.

4 (b) **[A] SUBJECT TO § 8–605.1(B) OF THIS SUBTITLE**, A new employer shall
5 pay contributions at a rate that does not exceed 2.6% of the taxable wage base, and that is
6 the highest of:

7 (1) 1% of the taxable wage base;

8 (2) the 5–year benefit cost rate of the State as computed under subsection
9 (c) of this section; or

10 (3) the contribution rate under § 8–612 of this subtitle that applies to an
11 employing unit with a benefit ratio of 0.000.

12 8–612.

13 (a) (1) Subject to paragraph (2) of this subsection, on the basis of the earned
14 rating record of an employing unit that qualifies for an earned rate of contribution under §
15 8–610 of this subtitle, the Secretary shall compute to the 4th decimal place a benefit ratio
16 for the employing unit in accordance with subsection (b) or (c) of this section.

17 (2) **[The] SUBJECT TO § 8–605.1(B) OF THIS SUBTITLE, THE** Secretary
18 may not assign an earned rate of contribution that is less than 0.3% or more than 13.5%.

19 8–613.

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

21 (3) "Reorganized employer" means:

22 (i) an employer that alters its legal status, including changing from
23 a sole proprietorship or a partnership to a corporation; or

24 (ii) an employer that otherwise changes its trade name or business
25 identity while remaining under any of the same ownership.

26 (4) "Successor employer" means an employer that acquires, by sale or
27 otherwise, all or part of the assets, business, organization, or trade of another employer.

28 (b) (1) A reorganized employer shall be liable for all contributions, interest,
29 **[and] penalties, AND ADMINISTRATIVE FEES** owed by the employing unit before the
30 reorganization.

1 (2) **[A] SUBJECT TO § 8-605.1(B) OF THIS SUBTITLE**, A reorganized
2 employer shall continue to pay contributions at the contribution rate of the employing unit
3 before the reorganization from the date of the reorganization through the next December
4 31.

5 (3) Beginning on the January 1 after the reorganization, the rate of
6 contribution of the reorganized employer shall be based on its experience with payrolls and
7 benefit charges, in combination with the experience with payrolls and benefit charges of
8 the employing unit before the reorganization.

9 (d) If a successor employer was an employing unit before acquiring the assets,
10 business, organization, or trade of a predecessor employer that is an employing unit, and
11 has no common ownership, management, or control with the predecessor employer:

12 (1) **SUBJECT TO § 8-605.1(B) OF THIS SUBTITLE**, the successor
13 employer shall continue to pay contributions at the previously assigned rate from the date
14 of the transfer through the next December 31;

15 (2) beginning on the January 1 after the transfer, and for each calendar
16 year thereafter, the rate of contribution of the successor employer shall be based on its
17 experience with payrolls and benefit charges in combination with the proportionate share
18 of payrolls and benefit charges acquired from the predecessor employer; and

19 (3) if two or more successor employers receive the transfer, beginning on
20 the January 1 after the transfer, and for each calendar year thereafter, the rate of
21 contribution of each successor employer shall be based on its experience with payrolls and
22 benefit charges in combination with the proportionate share of payrolls and benefit charges
23 acquired from the predecessor employer.

24 (f) If a predecessor employer does not remain in business after the transfer of all
25 or part of the assets, business, organization, or trade of the predecessor employer:

26 (1) the successor employer is liable for all contributions, interest, [and]
27 penalties, **AND ADMINISTRATIVE FEES** owed by the predecessor employer at the time of
28 the transfer; and

29 (2) if two or more successor employers receive the transfer, the successor
30 employers shall be liable in the same proportion as the payroll record of the unit being
31 transferred is to the total business of the predecessor employer.

32 (g) (1) **[A] SUBJECT TO § 8-605.1(B) OF THIS SUBTITLE**, A predecessor
33 employer shall continue to pay contributions at the previously assigned rate through the
34 next December 31 if the predecessor employer:

35 (i) transfers only part of the assets, business, organization, or trade
36 of the predecessor employer;

1 (ii) remains in business; and

2 (iii) has been assigned a contribution rate under this subtitle.

3 (2) **[If] SUBJECT TO § 8-605.1(B) OF THIS SUBTITLE, IF** a predecessor
4 employer has met each of the requirements to continue to pay contributions at the
5 previously assigned rate through the December 31 after the transfer, beginning on the
6 January 1 after the transfer the rate of contributions of the predecessor employer for each
7 calendar year shall be based on:

8 (i) its experience with payrolls and benefit charges; and

9 (ii) its experience incurred before the transfer less any experience
10 that was transferred to a successor employer.

11 11-606.

12 (b) (1) There is a Maryland New Start Grant Program in the Department.

13 (2) The Department shall administer the Program.

14 (c) The purpose of the Program is to provide grants to organizations to create or
15 support existing entrepreneurship development programs to provide assistance to covered
16 individuals.

17 (f) (1) **(I)** In [each of fiscal years 2024, 2025, 2026, 2027, and 2028] **FISCAL**
18 **YEARS 2024 AND 2025**, the Governor shall include in the annual budget bill an
19 appropriation of at least \$200,000 for the Program.

20 **(II) IN FISCAL YEARS 2026 THROUGH 2028, THE GOVERNOR**
21 **SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF AT LEAST**
22 **\$50,000 FOR THE PROGRAM.**

23 (2) The Department may not utilize more than 10% of the money
24 appropriated for the Program for administrative costs.

25 11-1302.

26 (a) There is a Construction Education and Innovation Fund.

27 (e) (1) For fiscal year 2018 through fiscal year 2024, the Governor shall
28 include in the annual budget bill an appropriation to the Fund of \$250,000 to support the
29 operation of the Center.

1 (7) Prince George's County – \$9,628,702;

2 (8) Somerset County – \$381,999; and

3 (9) Wicomico County – \$1,567,837.

4 **(B) FOR FISCAL YEAR 2026, THE GOVERNOR SHALL INCLUDE IN THE**
 5 **BUDGET BILL A GENERAL FUND APPROPRIATION FOR THE FOLLOWING TEACHER**
 6 **RETIREMENT SUPPLEMENTAL GRANTS TO THE FOLLOWING COUNTIES:**

7 **(1) ALLEGANY COUNTY – \$816,053;**

8 **(2) BALTIMORE CITY – \$5,023,798;**

9 **(3) BALTIMORE COUNTY – \$1,500,000;**

10 **(4) CAROLINE COUNTY – \$342,554;**

11 **(5) DORCHESTER COUNTY – \$154,457;**

12 **(6) GARRETT COUNTY – \$203,200;**

13 **(7) PRINCE GEORGE'S COUNTY – \$4,814,351;**

14 **(8) SOMERSET COUNTY – \$191,000; AND**

15 **(9) WICOMICO COUNTY – \$783,919.**

16 **Article – Natural Resources**

17 3–103.

18 (a) (1) There is a body politic and corporate known as the “Maryland
 19 Environmental Service”.

20 (h) (1) The Service:

21 (i) May create and establish 1 or more project reserve funds in such
 22 amounts as the Board considers appropriate, including the following project reserve funds:

23 1. An Eastern Correctional Institution Turbine Project
 24 Contingency Fund;

25 2. A Department of Natural Resources Project Contingency
 26 Fund; and

1 3. A Reimbursable Project Contingency Fund; and

2 (ii) Subject to paragraph (2) of this subsection, may pay into such
3 funds:

4 1. Any money appropriated and made available by the State
5 for the purposes of such funds;

6 2. Any proceeds from the sale of bonds or notes, to the extent
7 provided in the resolution authorizing the issuance of the bonds or notes;

8 3. Revenues derived from a project of the Service; and

9 4. Any other money that may be received by or otherwise
10 made available to the Service from any other source or sources which the Service has
11 designated for deposit into such funds.

12 (2) Money held in or credited to a project reserve fund established under
13 this subsection shall be used solely to accomplish the purposes of this subtitle, as
14 determined by the Board and, subject to paragraph (3) of this subsection, may be retained
15 by the Service in the appropriate project reserve fund based on the project for which the
16 money was received by the Service.

17 (3) (i) The Service may credit to a project reserve fund established
18 under paragraph (1)(i)1 through 3 of this subsection only money that is reimbursable to the
19 State.

20 (ii) The Service may not retain more than:

21 1. [~~\$1,500,000~~] **\$5,000,000** in the Eastern Correctional
22 Institution Turbine Project Contingency Fund;

23 2. \$500,000 in the Department of Natural Resources Project
24 Contingency Fund; or

25 3. [~~\$1,000,000~~] **\$3,000,000** in the Reimbursable Project
26 Contingency Fund.

27 (iii) If at the end of a fiscal year the balance in a project reserve fund
28 exceeds the limits stated in subparagraph (ii) of this paragraph, the Service shall revert
29 the excess to the State fund from which the money in the project reserve fund was originally
30 appropriated.

31 (4) Money appropriated or made available to the Service by the State shall
32 be expended in accordance with the provisions of this subtitle.

1 5–2001.

2 (a) In this section, “Fund” means the Maryland Forestry Education Fund.

3 (b) There is a Maryland Forestry Education Fund.

4 (c) The purpose of the Fund is to expand and enhance:

5 (1) The Maryland Forestry Foundation’s capacity to provide education and
6 resources that support Maryland’s forest landowners;

7 (2) The ability of district forestry boards and the knowledge of local
8 governments in Maryland to achieve:

9 (i) Environmental, economic, and social sustainability of forest
10 health; and

11 (ii) The sustainable management of forest resources; and

12 (3) The ability of businesses to test innovative best management practices
13 in forestry.

14 (k) For fiscal [years] **YEAR** 2025 [and 2026], the Governor shall include in the
15 annual budget bill an appropriation of \$250,000 to the Fund.

16 8–2A–02.

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

18 (b) The purpose of the Trust Fund is to provide financial assistance necessary to
19 advance Maryland’s progress in meeting the goals established in the 2014 Chesapeake Bay
20 Watershed Agreement for the restoration of the Chesapeake Bay and its tributaries,
21 including the Patuxent River, and to restore the health of the Atlantic Coastal Bays and
22 their tributaries, by focusing limited financial resources on nonpoint source pollution
23 control projects in all regions of the State.

24 (f) (1) The Trust Fund may be used only for the implementation of nonpoint
25 source pollution control projects to:

26 (i) Support State and local watershed implementation plans by
27 targeting limited financial resources on the most effective nonpoint source pollution control
28 projects; and

29 (ii) Improve the health of the Atlantic Coastal Bays and their
30 tributaries.

1 (2) It is the intent of the General Assembly that, when possible, money in
2 the Trust Fund shall be granted to local governments and other political subdivisions for
3 agricultural, forestry, stream and wetland restoration, and urban and suburban
4 stormwater nonpoint source pollution control projects, including up to 25% in matching
5 funds to local governments and other political subdivisions that have enacted a stormwater
6 remediation fee under § 4–202.1 of the Environment Article.

7 (3) (i) In each fiscal year from 2023 through 2031, inclusive, \$1,250,000
8 from the Trust Fund shall be used to fund:

9 1. The 5 Million Tree Program Coordinator position in the
10 Department of the Environment; and

11 2. Subject to subparagraph (ii) of this paragraph, 13
12 contractor positions in the Forest Service of the Department to provide technical assistance,
13 planning, and coordination related to tree plantings, tree buffer management, and forest
14 management, including invasive vine removal, on public, private, and agricultural lands
15 and in “underserved areas” as defined in § 8–1911 of this article.

16 (ii) The Department shall make reasonable efforts to ensure that
17 contractors hired under subparagraph (i)2 of this paragraph reflect the geographic and
18 demographic diversity of the State.

19 (4) (i) In each fiscal year from 2024 through 2031, inclusive, \$2,500,000
20 from the Trust Fund shall be used, subject to the requirements of subparagraph (ii) of this
21 paragraph, for tree plantings on public and private land.

22 (ii) The money appropriated under this paragraph:

23 1. May be distributed in accordance with § 8–2A–04(c)(2) of
24 this subtitle;

25 2. May be used to cover the costs of:

26 A. Site preparation, labor, and materials for tree–planting
27 projects;

28 B. Maintaining trees following a tree–planting project; and

29 C. Landowner incentive payments or signing bonuses of up
30 to \$1,000 per acre of trees planted;

31 3. May not be used to plant trees intended for timber harvest;
32 and

1 4. May be used only for tree plantings on private land if the
2 landowner enters into a binding legal agreement to maintain the planted area in tree cover
3 for at least 15 years.

4 (iii) Money appropriated under this paragraph is supplemental to
5 and may not take the place of funding that otherwise would be appropriated for tree
6 plantings on public and private land.

7 (5) In each fiscal year from 2026 through 2030, inclusive, up to \$100,000
8 from the Trust Fund shall be used to fund the operations grants under § 8-2B-02(g)(3) of
9 this title at a rate of \$20,000 per project sponsor each fiscal year.

10 **(6) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE**
11 **GOVERNOR MAY INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF UP**
12 **TO \$10,500,000 FROM THE TRUST FUND TO SUPPORT OPERATING EXPENSES OF THE**
13 **DEPARTMENT.**

14 8-709.

15 (a) The Department shall include in its annual budget request an itemized list of
16 requests for the use of any available money from the Waterway Improvement Fund for the
17 projects under § 8-707 of this subtitle. The Department's list shall include a brief
18 description of each project, an estimate of its cost, and the benefits to be derived from it.
19 The list shall designate which projects are financed solely by the Waterway Improvement
20 Fund, which are matching fund projects, and which are interest-free loan projects.

21 (b) Notwithstanding the provisions of subsection (a) of this section, in any fiscal
22 year the Department may expend from the Waterway Improvement Fund without
23 legislative approval a total sum of not more than \$225,000. Of this amount, a sum of not
24 more than \$125,000 may be expended for small projects under § 8-707(a)(3) and (4) of this
25 subtitle, subject to the limitation that a single project of this kind may not exceed \$5,000 in
26 cost to the Waterway Improvement Fund, and a sum of not more than \$100,000 may be
27 expended for boating safety and education.

28 (c) Notwithstanding the provisions of subsection (a) of this section, the
29 Department may propose an appropriation from the Waterway Improvement Fund to
30 support marine operations of the Natural Resources Police not exceeding:

31 (1) \$1,700,000 in the Department's fiscal year 2006 budget; [and]

32 (2) \$2,000,000 in the Department's fiscal year 2007 [budget, and every year
33 thereafter] **THROUGH FISCAL YEAR 2025 BUDGETS; AND**

34 **(3) \$2,100,000 IN THE DEPARTMENT'S FISCAL YEAR 2026 BUDGET,**
35 **AND EVERY YEAR THEREAFTER.**

Article – Public Safety

4–1011.

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

- (1) a police department of a county or municipal corporation in the State;
- or
- (2) the office of the sheriff that provides a law enforcement function in a county or municipal corporation in the State.

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

(2) FOR FISCAL YEARS 2025 AND 2026, THE GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$1,000,000 FOR LOCAL LAW ENFORCEMENT AGENCIES TO BE USED AS GRANTS TO WARRANT APPREHENSION EFFORTS.

(c) (1) The Governor’s Office of Crime Prevention and Policy shall administer the grant funds in accordance with § 4–1008 of this subtitle.

(2) Local law enforcement agencies may use the grant funds for the following purposes:

- (i) to reduce warrants in the agency’s jurisdiction;
- (ii) to increase coordination and cooperation between local law enforcement and State and federal agencies regarding outstanding warrants; and
- (iii) to reduce the number of outstanding warrants related to violent crimes.

Article – Real Property

8–1006.

For each of fiscal years 2026 through 2028, the Governor [shall] **MAY** include in the annual budget bill an appropriation of:

- (1) \$100,000 to the designated organization for Montgomery County to be used for the Pilot Program; and

1 (2) The Secretary may determine the portion of the money paid into the
2 Fund that shall be allocated to each program described in paragraph (1) of this subsection.

3 ~~[(n)]~~ **(M)** (1) On or before November 1 of each year, the Secretary shall report
4 to the Governor and the Secretary of Budget and Management and, in accordance with §
5 2–1257 of the State Government Article, to the Senate Budget and Taxation Committee,
6 the Senate Committee on Education, Energy, and the Environment, the House
7 Appropriations Committee, the House Health and Government Operations Committee, and
8 the Joint Committee on Cybersecurity, Information Technology, and Biotechnology.

9 (2) The report shall include:

10 (i) the financial status of the Fund and a summary of its operations
11 for the preceding fiscal year;

12 (ii) an accounting for the preceding fiscal year of all money from each
13 of the revenue sources specified in subsection (e) of this section, including any expenditures
14 made from the Fund; and

15 (iii) for each project receiving money from the Fund in the preceding
16 fiscal year and for each major information technology development project or expedited
17 project receiving funding from any source other than the Fund in the preceding fiscal year:

18 1. the status of the project and project funding decisions;

19 2. a comparison of estimated and actual costs of the project;

20 3. any known or anticipated changes in scope or costs of the
21 project;

22 4. an evaluation of whether the project is using best
23 practices; and

24 5. a summary of any monitoring and oversight of the project
25 from outside the agency in which the project is being developed, including a description of
26 any problems identified by any external review and any corrective actions taken.

27 ~~[(o)]~~ **(N)** On or before January 15 of each year, for each major information
28 technology development project or expedited project currently in development or for which
29 operations and maintenance funding is being provided in accordance with subsection (i)(3)
30 of this section, subject to § 2–1257 of the State Government Article, the Secretary shall
31 provide a summary report to the Department of Legislative Services with the most
32 up-to-date project information including:

33 (1) project funding decisions and project status;

1 (2) any schedule, cost, and scope changes since the last annual report;

2 (3) a risk assessment including any problems identified by any internal or
3 external review and any corrective actions taken; and

4 (4) any change in the monitoring or oversight status.

5 **[(p)] (O)** (1) The Secretary may adopt regulations necessary to carry out this
6 section.

7 (2) The Secretary shall adopt regulations necessary to establish a process
8 for units of State government to request and receive funding for an expedited project
9 aligned with the State Modernization Plan that shall:

10 (i) allow units of State government to apply for project funding
11 biannually;

12 (ii) be consistent with the goals and preferences established under
13 Title 14 of this article and encourage small and minority business enterprise vendors; and

14 (iii) provide measures that ensure compliance with this subtitle and
15 the Department's regulations by both vendors and units of State government.

16 6–104.

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

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

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

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

28 (3) (i) Subject to subparagraph (ii) of this paragraph, for each fiscal
29 year, if the Bureau's estimate of the share of General Fund revenues from nonwithholding
30 income tax revenues is above the 10–year average share, the Bureau shall adjust the
31 revenue estimate by reducing General Fund revenues from nonwithholding income tax
32 revenues by an amount sufficient to align the estimated share of General Fund revenues
33 from nonwithholding income tax revenues with the 10–year average share of General Fund
34 revenues from nonwithholding income taxes.

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

- 4 1. 0.225% for fiscal year 2020;
- 5 2. \$0 for fiscal year 2021;
- 6 3. \$80,000,000 for fiscal year 2022;
- 7 4. \$100,000,000 for fiscal year 2023;
- 8 5. \$0 for fiscal [year 2024] **YEARS 2024 THROUGH 2029**;
- 9 **AND**
- 10 6. [\$0 for fiscal year 2025; and
- 11 7.] 2% for fiscal year [2026] **2030** and each fiscal year
- 12 thereafter.

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

16 7–114.2.

17 When a proposed budget includes expenditure reductions to be applied across
 18 multiple Executive Branch agencies, the budget bill [shall] **MAY** specify how the savings
 19 will be achieved and with the exception of position abolitions and items requiring collective
 20 bargaining [shall] **MAY** include a separate schedule for each reduction allocating the
 21 reduction for each agency in a level of detail not less than the 3–digit R*Stars financial
 22 agency code and by each fund type.

23 7–311.

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

25 (2) “Account” means the Revenue Stabilization Account.

26 (3) “Estimated General Fund revenues” means the estimated General
 27 Fund revenues for a fiscal year stated in the report of the Board of Revenue Estimates
 28 submitted to the Governor under § 6–106 of this article in December preceding the fiscal
 29 year.

1 (4) “Unappropriated General Fund surplus” does not include the amount
2 of nonwithholding income tax revenues that exceed the capped estimate determined under
3 § 6–104(e) of this article.

4 (b) (1) The Revenue Stabilization Account is established to retain State
5 revenues for future needs and reduce the need for future tax increases by moderating
6 revenue growth.

7 (2) It is the goal of the State that 10% of estimated General Fund revenues
8 in each fiscal year be retained in the Account.

9 (e) (1) Except as provided in subsection (f) of this section, for each fiscal year,
10 **EXCEPT FISCAL YEAR 2026:**

11 (i) if the Account balance is below 3% of the estimated General Fund
12 revenues for that fiscal year, the Governor shall include in the budget bill an appropriation
13 to the Account equal to at least \$100,000,000; and

14 (ii) if the Account balance is at least 3% but less than 7.5% of the
15 estimated General Fund revenues for that fiscal year, the Governor shall include in the
16 budget bill an appropriation to the Account equal to at least the lesser of \$50,000,000 or
17 whatever amount is required for the Account balance to exceed 7.5% of the estimated
18 General Fund revenues for that fiscal year.

19 (2) At the end of fiscal year 2020 and each fiscal year thereafter, if the
20 amount of nonwithholding income tax revenues exceeds the capped estimate determined
21 under § 6–104(e) of this article, the State Comptroller shall distribute funds as provided in
22 § 7–329(c) and (d) of this subtitle.

23 (f) (1) The appropriations required by subsection (e)(1) of this section are not
24 required when the Account balance exceeds 7.5% of the estimated General Fund revenues.

25 (2) The distributions required by subsection (e)(2) of this section are not
26 required when the Account balance exceeds 10% of the estimated General Fund revenues
27 for that fiscal year.

28 (j) (1) Except as provided in paragraph (2) of this subsection, for fiscal [year
29 2007 and for each subsequent fiscal year] **YEARS 2007 THROUGH 2023**, the Governor
30 shall include in the budget bill an appropriation:

31 (i) for fiscal year 2017, to the accumulation funds of the State
32 Retirement and Pension System an amount, up to a maximum of \$50,000,000, that is equal
33 to one-half of the amount by which the unappropriated General Fund surplus as of June
34 30 of the second preceding fiscal year exceeds \$10,000,000;

35 (ii) for fiscal year 2020:

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

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

8 (iii) for fiscal year 2021, to the Account in the amount of
9 \$291,439,149;

10 (iv) except as provided in item (v) of this paragraph, for fiscal year
11 2022 and each fiscal year thereafter:

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

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

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

25 (v) for fiscal year 2024:

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

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

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

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

4 7–325.

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

6 (2) “Council” means the Maryland State Arts Council.

7 (3) “General fund growth adjustment” means the percentage by which the
8 projected total General Fund revenues for the upcoming fiscal year exceed the revised
9 estimate of total General Fund revenues for the current fiscal year, as contained in the
10 report of estimated State revenues submitted by the Board of Revenue Estimates to the
11 Governor under § 6–106(b) of this article.

12 (b) (1) For fiscal years 2013 through 2024, the Governor shall include in the
13 annual budget bill a General Fund appropriation for the Council in an amount not less than
14 the amount of the General Fund appropriation for the Council for the immediately
15 preceding fiscal year increased by the general fund growth adjustment.

16 (2) For fiscal year 2025 [and each fiscal year thereafter], the Governor
17 shall include in the annual budget bill a General Fund appropriation for the Council in an
18 amount not less than the result of the following calculation:

19 (i) any funds distributed to the Council in the immediately
20 preceding fiscal year in accordance with § 2–202 of the Tax – General Article increased by
21 the general fund growth adjustment; plus

22 (ii) the amount of the General Fund appropriation for the Council
23 for the immediately preceding fiscal year increased by the general fund growth adjustment;
24 minus

25 (iii) the amount of funds distributed to the Council in the
26 immediately preceding fiscal year in accordance with § 2–202 of the Tax – General Article.

27 (c) The Legislative Auditor has the authority to conduct a review or audit of any
28 recipient of a grant from the Council.

29 Article – State Government

30 9–1A–27.

31 (d) (1) Each video lottery operation licensee shall retain [80%] **75%** of the
32 proceeds of table games at the video lottery facility.

1 (2) On a properly approved transmittal prepared by the Commission, the
2 Comptroller shall pay the following amounts from the proceeds of table games at each video
3 lottery facility:

4 (i) 5% to the local jurisdiction in which the video lottery facility is
5 located, provided that:

6 1. 50% of the proceeds paid to Baltimore City shall be used
7 to fund school construction projects; and

8 2. 50% of the proceeds paid to Baltimore City shall be used
9 to fund the maintenance, operation, and construction of recreational facilities; [and]

10 **(II) 5% TO THE GENERAL FUND THROUGH FISCAL YEAR 2027;**
11 **AND**

12 **[(ii)] (III) [15%] THE REMAINDER** to the Education Trust Fund
13 established under § 9–1A–30 of this subtitle.

14 9–1E–12.

15 (b) (1) (i) Except as provided in subparagraphs (ii), (iii), and (iv) of this
16 paragraph, all proceeds from sports wagering shall be electronically transferred monthly
17 into the State Lottery Fund established under Subtitle 1 of this title.

18 (ii) A Class A–1 and A–2 sports wagering facility licensee shall
19 retain 85% of the proceeds from sports wagering conducted at the locations described in §
20 9–1E–09(a) of this subtitle.

21 (iii) A Class B–1 and B–2 sports wagering facility licensee shall
22 retain 85% of the proceeds from sports wagering conducted at the location described in the
23 licensee’s application.

24 (iv) A mobile sports wagering licensee shall retain **[85%] 70%** of the
25 proceeds from online sports wagering received by the licensee.

26 (2) **(I) [All] EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS**
27 **PARAGRAPH, ALL** proceeds from sports wagering in the State Lottery Fund established
28 under Subtitle 1 of this title shall be distributed on a monthly basis, on a properly approved
29 transmittal prepared by the Commission to the Blueprint for Maryland’s Future Fund
30 established under § 5–206 of the Education Article.

31 **(II) THROUGH FISCAL YEAR 2027, 15% OF THE PROCEEDS**
32 **ATTRIBUTABLE TO MOBILE SPORTS WAGERING SHALL BE DEPOSITED IN THE**
33 **GENERAL FUND.**

1 9–20B–05.

2 (a) There is a Maryland Strategic Energy Investment Fund.

3 (e) The Fund consists of:

4 (1) all of the proceeds from the sale of allowances under § 2–1002(g) of the
5 Environment Article;

6 (2) money appropriated in the State budget to the Program;

7 (3) repayments and prepayments of principal and interest on loans made
8 from the Fund;

9 (4) [interest and investment earnings on the Fund;

10 (5)] compliance fees paid under § 7–705 of the Public Utilities Article;

11 [(6)] (5) money received from any public or private source for the benefit
12 of the Fund;

13 [(7)] (6) money transferred from the Public Service Commission under §
14 7–207.2(c)(3) of the Public Utilities Article; and

15 [(8)] (7) money distributed under § 2–614.1 of the Tax – General Article.

16 (f) The Administration shall use the Fund:

17 (1) to invest in the promotion, development, and implementation of:

18 (i) cost-effective energy efficiency and conservation programs,
19 projects, or activities, including measurement and verification of energy savings;

20 (ii) renewable and clean energy resources;

21 (iii) climate change programs directly related to reducing or
22 mitigating the effects of climate change; and

23 (iv) demand response programs that are designed to promote
24 changes in electric usage by customers in response to:

25 1. changes in the price of electricity over time; or

26 2. incentives designed to induce lower electricity use at times
27 of high wholesale market prices or when system reliability is jeopardized;

1 (2) to provide targeted programs, projects, activities, and investments to
2 reduce electricity consumption by customers in the low-income and moderate-income
3 residential sectors;

4 (3) to provide supplemental funds for low-income energy assistance
5 through the Electric Universal Service Program established under § 7-512.1 of the Public
6 Utilities Article and other electric assistance programs in the Department of Human
7 Services;

8 (4) to provide rate relief by offsetting electricity rates of residential
9 customers, including an offset of surcharges imposed on ratepayers under Title 7, Subtitle
10 2, Part II of the Public Utilities Article;

11 (5) to provide grants, loans, and other assistance and investment as
12 necessary and appropriate to implement the purposes of the Program as set forth in §
13 9-20B-03 of this subtitle;

14 (6) to implement energy-related public education and outreach initiatives
15 regarding reducing energy consumption and greenhouse gas emissions;

16 (7) to provide rebates under the Electric Vehicle Recharging Equipment
17 Rebate Program established under § 9-2009 of this title;

18 (8) to provide grants to encourage combined heat and power projects at
19 industrial facilities;

20 (9) to provide at least \$1,200,000 in each fiscal year for fiscal year 2025
21 through fiscal year 2028 to the Climate Technology Founder's Fund established under §
22 10-858 of the Economic Development Article;

23 (10) subject to subsection (f-2) of this section, to provide at least \$2,100,000
24 in funding each fiscal year to the Maryland Energy Innovation Fund established under §
25 10-835 of the Economic Development Article;

26 (11) to provide at least \$500,000 each year to the Resiliency Hub Grant
27 Program Fund under § 9-2011 of this title;

28 (12) to provide grants through the Customer-Sited Solar Program under §
29 9-2016 of this title; [and]

30 **(13) NOTWITHSTANDING SUBSECTION (G) OF THIS SECTION, TO PAY**
31 **COSTS ASSOCIATED WITH THE AIR AND RADIATION ADMINISTRATION WITHIN THE**
32 **DEPARTMENT OF THE ENVIRONMENT; AND**

33 **[(13)] (14)** to pay the expenses of the Program.

1 (j) (1) The Treasurer shall invest the money of the Fund in the same manner
2 as other State money may be invested.

3 (2) Any investment earnings of the Fund shall be paid into the Fund.

4 (3) Any repayment of principal and interest on loans made from the Fund
5 shall be paid into the Fund.

6 (4) Balances in the Fund shall be held for the benefit of the Program, shall
7 be expended solely for the purposes of the Program, and may not be used for the general
8 obligations of government.

9 9–3209.

10 (a) There is a Performance Incentive Grant Fund.

11 (b) (1) The purpose of the Fund is to make use of the savings from the
12 implementation of the recommendations of the Justice Reinvestment Coordinating Council.

13 (2) Subject to paragraph (3) of this subsection, **AND EXCEPT AS**
14 **PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION**, the Board may recommend to the
15 Executive Director that grants be made to:

16 (i) ensure that the rights of crime victims are protected and
17 enhanced;

18 (ii) provide for pretrial risk assessments;

19 (iii) provide for services to reduce pretrial detention;

20 (iv) provide for diversion programs, including mediation and
21 restorative justice programs;

22 (v) provide for recidivism reduction programming;

23 (vi) provide for evidence–based practices and policies;

24 (vii) provide for specialty courts;

25 (viii) provide for reentry programs;

26 (ix) provide for substance use disorder and community mental health
27 service programs; and

28 (x) provide for any other program or service that will further the
29 purposes established in paragraph (1) of this subsection.

1 (3) (i) At least 5% of the grants provided to a county under this section
2 shall be used to fund programs and services to ensure that the rights of crime victims are
3 protected and enhanced.

4 (ii) The grants shall be used to supplement, but not supplant, funds
5 received from other sources.

6 **(4) FOR FISCAL YEAR 2026 AND EACH FISCAL YEAR THEREAFTER, UP
7 TO \$1,000,000 OF THE FUND MAY BE USED EACH YEAR TO SUPPORT THE AGENCY
8 OPERATIONS OF THE OFFICE OF THE CORRECTIONAL OMBUDSMAN.**

9 ~~[(4)]~~ **(5)** The Governor's Office of Crime Prevention and Policy shall
10 receive from the Fund each fiscal year the amount necessary to offset the costs of
11 administering the Fund, including the costs incurred in an agreement to collect and
12 interpret data as authorized by § 9-3207 of this subtitle.

13 21-205.

14 (a) (1) There is a Young Adult Service Year Option Pathway in the Program.

15 (2) The purpose of the Young Adult Service Year Option Pathway is to:

16 (i) provide service placements to eligible young adults as an
17 additional option to immediately pursuing postsecondary education or career and technical
18 training;

19 (ii) equip corps participants with professional development,
20 mentoring, job training, financial literacy skills, and other supports while working in
21 high-impact service placements;

22 (iii) assist in addressing the State's greatest challenges by
23 channeling the next generation of Maryland citizens into impactful public service; and

24 (iv) strengthen a pipeline of talent into State and local governments
25 to fill present and future staffing needs.

26 (c) (1) The Department shall set targets for participation in the YA Pathway
27 under this section, including:

28 (i) 200 corps participants in the first year of implementation; [and]

29 **(II) 750 CORPS PARTICIPANTS IN THE THIRD YEAR OF
30 IMPLEMENTATION;**

31 **(III) 1,500 CORPS PARTICIPANTS IN THE FOURTH YEAR OF
32 IMPLEMENTATION; AND**

1 [(ii)] (IV) 2,000 corps participants in the [fourth] FIFTH year of
2 implementation.

3 (2) The Department shall prioritize for participation in the YA Pathway
4 under this section:

5 (i) individuals historically underrepresented in:

6 1. higher education enrollment or completion; or

7 2. employment:

8 A. by large-scale and community employers;

9 B. by participating organizations; or

10 C. in professions and occupations that require licensure or
11 certification; and

12 (ii) organizations that provide wraparound services to corps
13 participants.

14 21–206.

15 (a) (1) There is a Maryland Service Year Option Pathway in the Program.

16 (2) The purpose of the Maryland Service Year Option Pathway is to:

17 (i) equip corps participants with professional development,
18 mentoring, job training, financial literacy skills, and other supports while working in
19 high-impact service placements;

20 (ii) assist in addressing the State's greatest challenges by
21 channeling the talents of individuals into impactful public service; and

22 (iii) strengthen a pipeline of talent into State and local governments
23 to fill present and future staffing needs.

24 (f) (1) The Governor shall include in the annual budget bill an appropriation
25 to the MSY Pathway Fund of:

26 (i) \$5,000,000 for fiscal year 2024;

27 (ii) \$10,000,000 for fiscal year 2025;

28 (iii) [\$15,000,000] **\$13,000,000** for fiscal year 2026; and

1 (iv) \$20,000,000 for fiscal year 2027 and each fiscal year thereafter.

2 (2) It is the intent of the General Assembly that appropriations made under
3 paragraph (1) of this subsection are in addition to any federal funding received for State
4 service or volunteer programming.

5 (3) Appropriations made under paragraph (1) of this subsection and other
6 funding received by the Department for the MSY Pathway under this section shall be used
7 to:

8 (i) provide stipends to corps participants with a service placement
9 in the MSY Pathway under this section;

10 (ii) provide Program completion awards to corps participants who
11 have completed the Program;

12 (iii) cover expenses incurred by the Department, including expenses
13 incurred in marketing and recruitment; and

14 (iv) cover programmatic expenses to expand service opportunities
15 throughout the State, including expanding the Chesapeake Conservation Corps Program,
16 as provided under §§ 8–1913 through 8–1924 of the Natural Resources Article.

17 **Article – State Personnel and Pensions**

18 21–304.

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

20 (2) With respect to local employees, “aggregate annual earnable
21 compensation” means the total annual earnable compensation payable by a local employer
22 to all of its local employees, calculated as of June 30 of the second prior fiscal year before
23 the fiscal year for which the calculation is made under this section, adjusted by any
24 actuarial assumed salary increases that were used in the actuarial valuation prepared
25 under § 21–125(b) of this title for the immediate prior fiscal year.

26 (3) “Local employee” means a member of the Teachers’ Retirement System
27 or the Teachers’ Pension System who is an employee of a day school in the State under the
28 authority and supervision of a county board of education or the Baltimore City Board of
29 School Commissioners, employed as:

30 (i) a clerk;

31 (ii) a helping teacher;

32 (iii) a principal;

1 (iv) a superintendent;

2 (v) a supervisor; or

3 (vi) a teacher.

4 (4) "Local employer" means a county board of education or the Baltimore
5 City Board of School Commissioners.

6 (5) "State member" does not include a member on whose behalf a
7 participating governmental unit is required to make an employer contribution under §
8 21-305 or § 21-306 of this subtitle.

9 (6) "Total employer contribution for local employees" means that portion of
10 the employer contribution calculated under subsection (b) of this section that is attributable
11 to all local employees.

12 (b) (1) Subject to paragraphs (4) and (5) of this subsection, each fiscal year, on
13 behalf of the State members of each State system, the State shall pay to the appropriate
14 accumulation fund an amount equal to or greater than the sum of the amount, if any,
15 required to be included in the budget bill under § 3-501(c)(2)(ii) of this article and the
16 product of multiplying:

17 (i) the aggregate annual earnable compensation of the State
18 members of that State system; and

19 (ii) the sum of the normal contribution rate and the accrued liability
20 contribution rate for State members of that State system, as determined under this section.

21 (4) (i) Subject to § 21-309.1 of this subtitle, beginning on July 1, 2012,
22 and each fiscal year thereafter, each local employer shall pay to the appropriate
23 accumulation fund an amount equal to the local share of the total employer contribution
24 for local employees as provided in this paragraph.

25 (iii) Beginning in fiscal year 2017, each local employer shall pay to
26 the Board of Trustees its local share equal to the normal contribution rate for the Teachers'
27 Retirement System and the Teachers' Pension System multiplied by the aggregate annual
28 earnable compensation of the local employees of that local employer.

29 (5) (I) [The] **EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS**
30 **PARAGRAPH, THE** difference between the total employer contribution for local employees
31 and the local share of the total employer contribution for all local employees shall be the
32 obligation of the State.

(II) BEGINNING IN FISCAL YEAR 2026, EACH COUNTY GOVERNMENT SHALL PAY TO THE BOARD OF TRUSTEES THE FOLLOWING AMOUNTS, WHICH SHALL REDUCE THE OBLIGATION OF THE STATE BY THE SAME AMOUNTS:

COUNTY GOVERNMENT

ALLEGANY	754,195
ANNE ARUNDEL	9,738,875
BALTIMORE CITY	8,802,114
BALTIMORE	10,352,112
CALVERT	1,647,480
CAROLINE	561,645
CARROLL	2,624,055
CECIL	1,327,122
CHARLES	2,786,366
DORCHESTER	590,506
FREDERICK	5,925,608
GARRETT	269,208
HARFORD	3,685,077
HOWARD	6,830,167
KENT	165,489
MONTGOMERY	20,861,475
PRINCE GEORGE'S	13,000,062
QUEEN ANNE'S	691,279
ST. MARY'S	1,562,014
SOMERSET	314,066
TALBOT	452,957
WASHINGTON	2,397,889
WICOMICO	1,704,888
WORCESTER	699,872

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

1 the Teachers' Retirement System and the Teachers' Pension System expressed as a
2 percentage of the payroll of all members of those State systems.

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

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

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

12 (iii) any additional amount required to be in the budget bill under §
13 3-501(c)(2)(ii) of this article.

14 (3) (i) For each of fiscal years 2016 through 2024, in addition to the
15 annual required contribution required under paragraph (2) of this subsection, the Governor
16 shall include in the budget bill a supplemental contribution of \$75,000,000.

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

22 Article – Tax – General

23 2-202.

24 (a) After making the distribution required under § 2-201 of this subtitle, within
25 20 days after the end of each quarter, the Comptroller shall distribute:

26 (1) except as provided in subsections (b) and (c) of this section, from the
27 revenue from the State admissions and amusement tax on electronic bingo and electronic
28 tip jars under § 4-102(e) of this article:

29 (i) for fiscal [year 2021 and each fiscal year thereafter] **YEARS 2021**
30 **THROUGH 2025**, the revenue attributable to a tax rate of 20% to the Maryland
31 E-Innovation Initiative Fund under § 6-604 of the Economic Development Article;

32 **(II) FOR FISCAL YEAR 2026 AND EACH FISCAL YEAR**
33 **THEREAFTER, THE REVENUE ATTRIBUTABLE TO A TAX RATE OF 20% AS FOLLOWS:**

1 **1. \$8,500,000 TO THE MARYLAND E-NOVATION**
2 **INITIATIVE FUND UNDER § 6-604 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND**

3 **2. THE REMAINDER TO THE GENERAL FUND OF THE**
4 **STATE; and**

5 **[(ii)] (III)** for fiscal year 2021 and each fiscal year thereafter, the
6 revenue attributable to a tax rate of 5% as follows:

7 1. to the Maryland State Arts Council, as provided in § 4-512
8 of the Economic Development Article, \$1,000,000 in each fiscal year;

9 2. to the Town of Chesapeake Beach, \$300,000 in each fiscal
10 year;

11 3. to the Michael Erin Busch Sports Fund established under
12 § 10-612.2 of the Economic Development Article, \$500,000 in each fiscal year; and

13 4. the remainder to the Special Fund for Preservation of
14 Cultural Arts in Maryland, as provided in § 4-801 of the Economic Development Article;
15 and

16 (2) the remaining admissions and amusement tax revenue:

17 (i) to the Maryland Stadium Authority, county, or municipal
18 corporation that is the source of the revenue; or

19 (ii) if the Maryland Stadium Authority and also a county or
20 municipal corporation tax a reduced charge or free admission:

21 1. 80% of that revenue to the Authority; and

22 2. 20% to the county or municipal corporation.

23 2-606.

24 (a) After making the distributions required under §§ 2-604, 2-605, and 2-605.1
25 of this subtitle, from the remaining income tax revenue from individuals, the Comptroller
26 shall distribute to an unallocated individual revenue account the income tax revenue:

27 (1) with respect to which an income tax return is not filed; and

28 (2) that is attributable to:

29 (i) income tax withheld from salary, wages, or other compensation
30 for personal services under Title 10 of this article; or

1 (ii) estimated income tax payments by individuals.

2 (b) (1) In June of each year, from current collections, the Comptroller shall
3 reserve an amount of unallocated revenue that the Comptroller estimates will be claimed
4 on returns and refunded to taxpayers within 3 years of the date the income tax return was
5 due to be filed, and distribute to each county, municipal corporation, and special taxing
6 district a pro rata share of the balance of the unallocated individual income tax revenue.

7 (2) The Comptroller shall adjust the amount distributed under paragraph
8 (1) of this subsection to a county, municipal corporation, or special taxing district to allow
9 for the proportionate part of tax claim payments for a prior calendar year made after a
10 distribution is made to the county, municipal corporation, or special taxing district for that
11 year.

12 **(H) ON OR BEFORE JUNE 30, 2025, THE COMPTROLLER SHALL DISTRIBUTE**
13 **\$230,000,000 FROM THE LOCAL RESERVE ACCOUNT ESTABLISHED TO COMPLY**
14 **WITH THIS SECTION TO THE GENERAL FUND OF THE STATE.**

15 **[(h)] (I)** In each of fiscal years 2026 through 2060, in addition to the amounts
16 distributed under subsection (b) of this section, the Comptroller shall distribute
17 \$10,000,000 of the remaining income tax revenue from individuals to the Local Reserve
18 Account established to comply with this section to repay the \$350,000,000 transfer to the
19 Education Trust Fund required under subsection (e) of this section.

20 **[(i)] (J)** For fiscal years 2024 through 2043, in addition to the amounts
21 distributed under subsections (b) and **[(h)] (I)** of this section, the Comptroller shall
22 distribute \$10,000,000 of the remaining income tax revenue from individuals to the Local
23 Reserve Account established to comply with this section.

24 **(K) FOR FISCAL YEARS 2029 THROUGH 2038, IN ADDITION TO THE**
25 **AMOUNTS DISTRIBUTED UNDER SUBSECTIONS (B), (I), AND (J) OF THIS SECTION,**
26 **THE COMPTROLLER SHALL DISTRIBUTE \$23,000,000 OF THE REMAINING INCOME**
27 **TAX REVENUE FROM INDIVIDUALS TO THE LOCAL RESERVE ACCOUNT**
28 **ESTABLISHED TO COMPLY WITH THIS SECTION TO REPAY THE \$230,000,000**
29 **TRANSFER TO THE GENERAL FUND OF THE STATE REQUIRED UNDER SUBSECTION**
30 **(H) OF THIS SECTION.**

31 **Article – Transportation**

32 2–103.1.

33 (m) (2) (iii) [1.] For the period beyond the budget request year, the
34 financial forecast:

1 [A.] 1. Shall maximize the use of funds for the capital
2 program; AND

3 [B.] 2. Except as authorized by law, may not withhold or
4 reserve funds for capital transportation grants to counties or municipal corporations[; and

5 C. Except as provided in subsubparagraph 2 of this
6 subparagraph, shall increase the operating expenses, net of availability payments paid to
7 public-private partnership concessionaires, each year by at least the 5-year average
8 annual rate of change in the operating expenses of the Department, ending with the most
9 recently completed fiscal year.

10 2. The assumed rate of future operating budget growth
11 under subsubparagraph 1C of this subparagraph may not increase or decrease by more
12 than 0.5 percentage points from the growth rate assumed in the previous forecast].

13 3-202.

14 (a) The Department from time to time may issue its bonds on behalf of this State
15 to finance the cost of any one or more or combination of transportation facilities.

16 (b) The bonds shall be known as “consolidated transportation bonds” and may be
17 issued in any amount as long as the aggregate outstanding and unpaid principal balance
18 of these bonds and bonds of prior issues does not exceed at any one time the sum of [\$4.5
19 billion] **\$5,000,000,000**.

20 (c) The preferred method of issuance of the Department’s consolidated
21 transportation bonds is by a public, competitive sale.

22 (d) The Department may issue its consolidated transportation bonds at a private,
23 negotiated sale provided that:

24 (1) The Secretary determines that extraordinary credit market conditions
25 exist that warrant the use of this method rather than a public, competitive sale; and

26 (2) The Secretary determines that the terms and conditions, including
27 price, interest rates, and payment dates, that can be achieved by a private negotiated sale
28 are more advantageous to the State.

29 (e) The maximum outstanding and unpaid principal balance of consolidated
30 transportation bonds and bonds of prior issues as of June 30 for the next fiscal year:

31 (1) Shall be established each year by the General Assembly in the State
32 budget; and

33 (2) May not exceed the limit established in subsection (b) of this section.

1 3-601.

2 (d) If the Department intends to pledge any future federal aid from any source to
3 support repayment of bonds issued under this subtitle:

4 (1) The aggregate outstanding and unpaid principal amount of debt issued
5 under this subtitle or Title 4, Subtitle 3 of this article that is secured by a pledge of future
6 federal aid may not exceed \$1,000,000,000 as of June 30 of any fiscal year, provided that
7 the proceeds may be used only for:

8 (i) Designing and constructing the Baltimore Red Line;

9 (ii) Procuring zero-emission buses consistent with § 7-406 of the
10 Transportation Article and constructing related infrastructure, including bus maintenance
11 facilities;

12 (iii) Developing and constructing the Southern Maryland Rapid
13 Transit Corridor;

14 (iv) Designing and constructing improvements to the Maryland
15 Route 2 and Route 4 corridor, including the Thomas Johnson Bridge;

16 (v) Designing and constructing improvements to the Maryland
17 Route 90 corridor; [or]

18 (vi) Designing and constructing improvements to the Interstate 81
19 corridor; **OR**

20 **(VII) MAJOR REHABILITATION OF THE EXISTING LIGHT RAIL**
21 **SYSTEM, INCLUDING REPLACEMENT LIGHT RAIL VEHICLES AND RELATED STATION**
22 **AND MAINTENANCE FACILITY IMPROVEMENTS;**

23 (2) The date of maturity may not be later than 15 years after the date of
24 issue; and

25 (3) No part of the tax levied under § 3-215 of this title may be repealed,
26 diminished, or applied to any other purpose until:

27 (i) The bonds issued under this subtitle and interest on them have
28 become due and fully paid; or

29 (ii) Adequate and complete provision for payment of the principal
30 and interest has been made.

31 7-406.

1 (c) (1) Except as provided in paragraph (2) of this subsection, beginning in
2 fiscal year ~~[2027]~~ **2032**, the Administration may not enter into a contract to purchase buses
3 for the Administration's State transit bus fleet that are not zero-emission buses.

4 (2) If the Administration determines that a sufficient number of
5 zero-emission buses or necessary electric vehicle supply equipment that meets the
6 Administration's performance and contractual requirements are not commercially
7 available in a particular year, the Administration may purchase an alternative-fuel bus
8 for that use, including hybrid buses, to ensure that an appropriate number of buses are
9 purchased each year to maintain the State transit bus fleet.

10 (3) The full cost of zero-emission and alternative-fuel buses purchased
11 under this subsection shall be paid from the Transportation Trust Fund **OR BONDS**
12 **BACKED BY FUTURE FEDERAL AID CONSISTENT WITH THIS SECTION AND § 3-601 OF**
13 **THIS ARTICLE.**

14 12-120.

15 (a) In this section, "miscellaneous fees" means all fees collected by the
16 Administration under this article other than:

17 (1) The vehicle titling tax;

18 (2) One-half of the certificate of title fee under § 13-802 of this article; and

19 (3) Vehicle registration fees under Part II of Title 13, Subtitle 9 of this
20 article.

21 (b) Except as provided in this section, the Administration may not alter the
22 miscellaneous fees that the Administration is authorized under this article to establish.

23 (c) (1) Subject to the limitations under subsection (d) of this section, before the
24 start of any fiscal year the Administration by regulation may alter, effective beginning in
25 the upcoming fiscal year, the levels of the miscellaneous fees that the Administration is
26 authorized under this article to establish.

27 (2) The Administration shall alter the levels of miscellaneous fees for the
28 upcoming fiscal year if the projected cost recovery under subsection (d) of this section
29 exceeds ~~[100%]~~ **115%**.

30 (d) The Administration shall set the levels of miscellaneous fees so that the total
31 amount of projected revenues from all miscellaneous fees for the upcoming fiscal year is at
32 least ~~[95 percent]~~ **95%** but does not exceed ~~[100 percent]~~ **115%** of the sum of:

1 (1) The operating budget of the Administration for that fiscal year as
2 approved by the General Assembly in the annual State budget;

3 (2) The average annual capital program of the Administration as reported
4 in the 6-year Consolidated Transportation Program described in § 2-103.1 of this article;
5 and

6 (3) The Administration's portion of the cost for that fiscal year of the
7 Department's data center operations, except for the cost of data center operations
8 attributable to other administrations' activities.

9 (e) (1) The Administration may not alter miscellaneous fees more than once in
10 any fiscal year.

11 (2) The Administration need not reduce fees for the upcoming fiscal year if
12 legislative budget modifications cause the projected cost recovery percentage to exceed [100
13 percent] **115%**.

14 (3) The level of a miscellaneous fee set by the Administration remains in
15 effect until again altered by the Administration as provided under this section.

16 13-809.

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

18 (2) "Fair market value" means:

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

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

24 1. The total purchase price; or

25 2. \$640;

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

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

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

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

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

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

12 1. The total purchase price; or

13 2. \$320; and

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

16 (3) (i) Subject to subparagraphs (ii) and (iii) of this paragraph, [“total
17 purchase] “PURCHASE price” means the price of a vehicle agreed on by the buyer and the
18 seller, including any dealer processing charge[, less an allowance for trade-in but with no
19 allowance for other nonmonetary consideration].

20 (ii) As to a person trading in a nonleased vehicle to enter into a lease
21 for a period of more than 180 consecutive days, [“total purchase] “PURCHASE price” means
22 the retail value of the vehicle as certified by the dealer, including any dealer processing
23 charge[, less an allowance for the trade-in of the nonleased vehicle but with no allowance
24 for other nonmonetary consideration].

25 (iii) As to a person trading in a leased vehicle to enter into another
26 lease for a period of more than 180 consecutive days with a different leasing company or to
27 purchase a vehicle, [“total purchase] “PURCHASE price” means the retail value of the
28 vehicle as certified by the dealer, including any dealer processing charge[, less an allowance
29 for the trade-in of the leased vehicle but with no allowance for other nonmonetary
30 consideration].

31 (4) **“TOTAL PURCHASE PRICE” MEANS:**

32 (I) **IF THE PURCHASE PRICE EXCEEDS \$15,000, THE PURCHASE**
33 **PRICE; OR**

1 **(II) IF THE PURCHASE PRICE IS \$15,000 OR LESS, THE**
2 **PURCHASE PRICE LESS AN ALLOWANCE FOR A TRADE-IN VEHICLE, BUT WITH NO**
3 **ALLOWANCE FOR OTHER NONMONETARY CONSIDERATION.**

4 **[(4)] (5)** “Trailer” has the meaning stated in § 11–169 of this article.

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

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

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

14 (d) Each applicant for a certificate of title or for registration under § 13–109(c) of
15 this title shall submit to the Administration:

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

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

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

21 1. Canceled checks;

22 2. Money order receipts;

23 3. Loan documents; or

24 4. A written description of the vehicle’s condition; and

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

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

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

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

1 13-901.

2 (a) Subject to subsection (b) of this section, the fees specified in this subtitle for
3 the registration of a classified vehicle or for any interchangeable registration shall be paid
4 to the Administration:

5 (1) Before issuance of the registration and any registration plates and
6 registration cards; and

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

9 (b) (1) The Administration shall allow for payment of registration fees, as
10 specified in this subtitle, in installments throughout the registration period, as determined
11 by the Administration.

12 (2) **THE ADMINISTRATION SHALL COLLECT A REASONABLE**
13 **INSTALLMENT FEE FOR UTILIZATION OF A PAYMENT PLAN AUTHORIZED IN**
14 **ACCORDANCE WITH PARAGRAPH (1) OF THIS SUBSECTION.**

15 13-912.

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

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

19 (1) For a vehicle with a manufacturer's shipping weight of 3,500 pounds or
20 less:

21 (i) On or after July 1, 2024, but before July 1, 2025, \$70.50; and

22 (ii) On or after July 1, 2025, \$80.50;

23 (2) For a vehicle with a manufacturer's shipping weight of more than 3,500
24 pounds but not more than 3,700 pounds:

25 (i) On or after July 1, 2024, but before July 1, 2025, \$80.50; and

26 (ii) On or after July 1, 2025, \$85.50; and

27 (3) For a vehicle with a manufacturer's shipping weight of more than 3,700
28 pounds:

29 (i) On or after July 1, 2024, but before July 1, 2025, \$121.50; AND

- 1 (ii) On or after July 1, 2025, [but before July 1, 2026, \$126.50; and
 2 (iii) On or after July 1, 2026,] \$151.50.

3 13–916.

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

6 (b) (1) For each Class E (truck) vehicle, the annual registration fee is based on
 7 the maximum gross weight of the vehicle or combination of vehicles, as follows:

8	Maximum Gross Weight	Fee (per 1,000 Pounds
9	Limit (in Pounds)	or Fraction Thereof)
10	10,000 (minimum) – 18,000	\$9.00
11	18,001 – 26,000	11.75
12	26,001 – 40,000	12.75
13	40,001 – 60,000	14.75
14	60,001 – 80,000 (maximum)	16.00

15 (2) (i) On or after July 1, 2024, but before July 1, 2025, the annual
 16 registration fee under paragraph (1) of this subsection is increased by an additional \$45.00.

17 (ii) On or after July 1, 2025, [but before July 1, 2026, the annual
 18 registration fee under paragraph (1) of this subsection is increased by an additional \$50.00.

19 (iii) On or after July 1, 2026,] the annual registration fee under
 20 paragraph (1) of this subsection is increased by an additional \$75.00.

21 13–917.

22 Notwithstanding § 13–916(b) of this subtitle, for any Class E (truck) vehicle with a
 23 manufacturer’s rated capacity of 3/4 ton or less and a maximum gross vehicle weight of
 24 7,000 pounds or less, the annual registration fee is:

25 (1) For a vehicle with a maximum gross vehicle weight of 3,500 pounds or
 26 less:

27 (i) On or after July 1, 2024, but before July 1, 2025, \$83.75; and

28 (ii) On or after July 1, 2025, \$93.75;

29 (2) Except as provided in item (4) of this section, for a vehicle with a
 30 maximum gross vehicle weight of more than 3,500 pounds but not more than 5,000 pounds:

31 (i) On or after July 1, 2024, but before July 1, 2025, \$93.75; and

1 (ii) On or after July 1, 2025, \$98.75;

2 (3) Except as provided in item (4) of this section, for a vehicle with a
3 maximum gross vehicle weight of more than 5,000 pounds:

4 (i) On or after July 1, 2024, but before July 1, 2025, \$108.75; AND

5 (ii) On or after July 1, 2025, [but before July 1, 2026, \$113.75; and

6 (iii) On or after July 1, 2026,] \$138.75; and

7 (4) For a vehicle, regardless of the vehicle's maximum gross vehicle weight,
8 for which the owner certifies on the registration application that the vehicle for which the
9 application is made will be used for construction activities:

10 (i) On or after July 1, 2024, but before July 1, 2025, \$83.75; and

11 (ii) On or after July 1, 2025, \$93.75.

12 13–937.

13 (a) When registered with the Administration, every multipurpose passenger
14 vehicle is a Class M (multipurpose) vehicle.

15 (b) For each Class M (multipurpose) vehicle, the annual registration fee is:

16 (1) For a vehicle with a manufacturer's shipping weight of 3,500 pounds or
17 less:

18 (i) On or after July 1, 2024, but before July 1, 2025, \$70.50; and

19 (ii) On or after July 1, 2025, \$80.50;

20 (2) For a vehicle with a manufacturer's shipping weight of more than 3,500
21 pounds but not more than 3,700 pounds:

22 (i) On or after July 1, 2024, but before July 1, 2025, \$80.50; and

23 (ii) On or after July 1, 2025, \$85.50; and

24 (3) For a vehicle with a manufacturer's shipping weight of more than 3,700
25 pounds:

26 (i) On or after July 1, 2024, but before July 1, 2025, \$121.50; AND

27 (ii) On or after July 1, 2025, [but before July 1, 2026, \$126.50; and

1 (iii) On or after July 1, 2026,] \$151.50.

2 (c) The Administration may by rule and regulation provide for the registration
3 under this section of all multipurpose passenger vehicles registered under another
4 classification.

5 13–955.

6 (a) In this section, “Fund” means the Maryland Emergency Medical System
7 Operations Fund.

8 (e) **[The] EXCEPT AS PROVIDED IN SUBSECTION (F) OF THIS SECTION, THE**
9 money in the Fund shall be used solely for:

10 (1) Medically oriented functions of the Department of State Police, Special
11 Operations Bureau, Aviation Division;

12 (2) The Maryland Institute for Emergency Medical Services Systems;

13 (3) The R Adams Cowley Shock Trauma Center at the University of
14 Maryland Medical System;

15 (4) The Maryland Fire and Rescue Institute;

16 (5) The provision of grants under the Senator William H. Amoss Fire,
17 Rescue, and Ambulance Fund in accordance with the provisions of Title 8, Subtitle 1 of the
18 Public Safety Article; and

19 (6) The Volunteer Company Assistance Fund in accordance with the
20 provisions of Title 8, Subtitle 2 of the Public Safety Article.

21 **(F) FOR FISCAL YEARS 2025 AND 2026, THE MONEY IN THE FUND MAY BE**
22 **USED TO SUPPORT GENERAL OPERATIONS OF THE DEPARTMENT OF STATE POLICE,**
23 **SPECIAL OPERATIONS BUREAU, AVIATION COMMAND.**

24 17–106.

25 (a) If the required security for any vehicle lapses at any time, the registration of
26 that vehicle:

27 (1) Is suspended automatically as of the date of the lapse effective not later
28 than 60 days after notification to the Administration that the lapse has occurred; and

29 (2) Remains suspended until:

1 (i) The required security is replaced and the vehicle owner submits
2 evidence of replaced security on a form as prescribed by the Administration and certified
3 by an insurer or insurance producer; and

4 (ii) Any uninsured motorist penalty fee assessed is paid to the
5 Administration.

6 (b) (1) Except as provided in paragraph (2) of this subsection, each insurer or
7 other provider of required security immediately shall notify the Administration
8 electronically of those terminations or other lapses that are final.

9 (2) Each insurer or other provider of required security for a vehicle
10 registered as a Class B (for hire) vehicle under Title 13 of this article shall notify the
11 Administration within 45 days after a termination or other lapse that is final and occurs
12 anytime after the required security is issued or provided.

13 (c) On receipt of a notice under subsection (b) of this section, the Administration
14 shall:

15 (1) Make a reasonable effort to notify the owner of the vehicle that his
16 registration has been suspended; and

17 (2) Provide electronically the information contained in the notice of the
18 suspension to the Uninsured Division of the Maryland Automobile Insurance Fund.

19 (d) (1) Within 48 hours after an owner is notified by the Administration of the
20 suspension of registration, the owner shall surrender all evidences of that registration to
21 the Administration.

22 (2) If the owner fails to surrender the evidences of registration within the
23 48-hour period, the Administration:

24 (i) Shall attempt to recover from the owner the evidences of
25 registration; and

26 (ii) May suspend his license to drive until he returns to the Motor
27 Vehicle Administration the evidences of registration.

28 (3) The Administration may enter into contracts with private parties to
29 procure the services of independent agents to assist in the recovery of the evidences of
30 registration as authorized in paragraph (2) of this subsection.

31 (e) (1) (i) 1. Except as provided in subparagraphs (iv) and (v) of this
32 paragraph, in addition to any other penalty provided for in the Maryland Vehicle Law, if
33 the required security for a vehicle terminates or otherwise lapses during its registration
34 year, the Administration may assess the owner of the vehicle with a penalty of \$200 for
35 each vehicle without the required security for a period of 1 to 30 days.

1 2. If a fine is assessed, beginning on the 31st day the fine
2 shall increase by a rate of \$7 for each day.

3 (ii) Each period during which the required security for a vehicle
4 terminates or otherwise lapses shall constitute a separate violation.

5 (iii) The penalty imposed under this subsection may not exceed
6 \$3,500 for each violation in a 12-month period.

7 (iv) The Administration may not assess a penalty under this
8 subsection if:

9 1. The registration plates of the vehicle are returned to the
10 Administration within 10 days after the termination or lapse of the required security, as
11 shown by the records of the Administration; and

12 2. A. The certificate of title for the vehicle has been
13 transferred to a new owner;

14 B. The registered owner has moved out-of-state and the
15 registration plates are returned by mail;

16 C. A salvage certificate has been issued for the vehicle; or

17 D. A licensed dealer has taken possession of the vehicle with
18 an obligation to return the registration plates.

19 (v) Before the Administration may assess a penalty under this
20 subsection, the Administration shall first verify that the registration plates for the vehicle
21 were not returned to the Administration within 10 days after the termination or lapse of
22 the required security.

23 (2) (i) Except as provided under paragraph (3) of this subsection, a
24 penalty assessed under this subsection shall be paid as follows:

25 1. 70% to be allocated as provided in subparagraph (ii) of this
26 paragraph; and

27 2. 30% to the Administration, which may be used by the
28 Administration, subject to subsection (f) of this section, to provide funding for contracts
29 with independent agents to assist in the recovery of evidences of registration as authorized
30 in subsection (d)(3) of this section.

31 (ii) For each fiscal year beginning on or after July 1, 2014, the
32 percentage of the penalties specified under subparagraph (i)1 of this paragraph shall be
33 allocated among the Safe Schools Fund, the Vehicle Theft Prevention Fund, the Maryland

1 Automobile Insurance Fund, [the Driver Education in Public High Schools Fund, the
2 State–Aided Institutions Field Trip Fund,] and the General Fund as follows:

- 3 1. \$600,000 to the Safe Schools Fund;
- 4 2. \$2,000,000 to the Vehicle Theft Prevention Fund;
- 5 3. The amounts specified under subparagraph (iii) of this
6 paragraph to the Maryland Automobile Insurance Fund; AND
- 7 4. [\$2,000,000 to the Driver Education in Public High
8 Schools Fund;
- 9 5. \$600,000 to the State–Aided Institutions Field Trip Fund;
- 10 and
- 11 6.] The balance to the General Fund.

12 (iii) 1. Except for fiscal year 2024 and except as provided under
13 subsubparagraph 3 of this subparagraph, the amount distributed to the Maryland
14 Automobile Insurance Fund under subparagraph (ii)3 of this paragraph shall equal the
15 amount distributed to the Maryland Automobile Insurance Fund in the prior fiscal year
16 under the provisions of this paragraph adjusted by the change for the calendar year
17 preceding the fiscal year in the Consumer Price Index – All Urban Consumers – Medical
18 Care as published by the United States Bureau of Labor Statistics.

19 2. For fiscal year 2024, the amount distributed to the
20 Maryland Automobile Insurance Fund under subparagraph (ii)3 of this paragraph shall
21 equal the amount distributed to the Maryland Automobile Insurance Fund in the prior
22 fiscal year under the provisions of this paragraph adjusted by the change for the calendar
23 year preceding the fiscal year in the Consumer Price Index – All Urban Consumers –
24 Medical Care as published by the United States Bureau of Labor Statistics plus an
25 additional \$2,000,000.

26 3. For fiscal year 2025, the amount distributed to the
27 Maryland Automobile Insurance Fund under subparagraph (ii)3 of this paragraph shall
28 equal the amount distributed to the Maryland Automobile Insurance Fund calculated in
29 accordance with subsubparagraph 1 of this subparagraph:

30 A. Plus an additional \$3,000,000 dedicated to the exclusive
31 use of the Uninsured Division, which shall become part of the base amount used to calculate
32 the amount distributed under subsubparagraph 1 of this subparagraph in subsequent fiscal
33 years; but

34 B. Excluding the \$2,000,000 distributed to the Fund in fiscal
35 year 2024.

TITLE 18.8. RETAIL DELIVERY FEE.

1

2 **18.8-101.**

3 (A) IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS
4 INDICATED.

5 (B) "MARKETPLACE FACILITATOR" HAS THE MEANING STATED IN § 11-101
6 OF THE TAX – GENERAL ARTICLE.

7 (C) "MARKETPLACE SELLER" HAS THE MEANING STATED IN § 11-101 OF
8 THE TAX – GENERAL ARTICLE.

9 (D) (1) "RETAIL DELIVERY" MEANS A DELIVERY TO A PERSON LOCATED
10 IN THE STATE OF TANGIBLE PERSONAL PROPERTY PURCHASED BY A PERSON
11 LOCATED IN THE STATE AS PART OF A RETAIL SALE THAT IS SUBJECT TO THE SALES
12 AND USE TAX.

13 (2) "RETAIL DELIVERY" DOES NOT INCLUDE PICKUP BY THE BUYER
14 AT THE VENDOR'S PLACE OF BUSINESS, INCLUDING CURBSIDE DELIVERY.

15 (E) "RETAIL DELIVERY FEE" MEANS THE FEE IMPOSED UNDER THIS TITLE
16 ON A RETAIL DELIVERY.

17 (F) "RETAIL SALE" INCLUDES A SALE FOR USE, AS DEFINED IN § 11-101 OF
18 THE TAX – GENERAL ARTICLE.

19 (G) "SALES AND USE TAX" MEANS THE TAX IMPOSED UNDER TITLE 11 OF
20 THE TAX – GENERAL ARTICLE.

21 (H) "TANGIBLE PERSONAL PROPERTY" HAS THE MEANING STATED IN §
22 11-101 OF THE TAX – GENERAL ARTICLE.

23 (I) "VENDOR" HAS THE MEANING STATED IN § 11-101 OF THE TAX –
24 GENERAL ARTICLE.

25 **18.8-102.**

26 A RETAIL DELIVERY FEE AND THE REQUIREMENTS OF THIS TITLE APPLY ONLY
27 TO:

28 (1) A VENDOR THAT MADE RETAIL SALES TOTALING \$500,000 OR
29 MORE:

1 (I) IN THE PREVIOUS CALENDAR YEAR; OR

2 (II) SUBJECT TO § 18.8–105(A)(2) OF THIS SUBTITLE, IN THE
3 CURRENT CALENDAR YEAR; OR

4 (2) A MARKETPLACE FACILITATOR THAT FACILITATED RETAIL SALES
5 OF MARKETPLACE SELLERS TOTALING \$100,000 OR MORE:

6 (I) IN THE PREVIOUS CALENDAR YEAR; OR

7 (II) SUBJECT TO § 18.8–105(A)(3) OF THIS SUBTITLE, IN THE
8 CURRENT CALENDAR YEAR.

9 18.8–103.

10 (A) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A VENDOR OR
11 MARKETPLACE FACILITATOR SHALL PAY A RETAIL DELIVERY FEE EQUAL TO 75
12 CENTS ON EACH RETAIL DELIVERY TRANSACTION THE VENDOR OR MARKETPLACE
13 FACILITATOR MAKES IN THE STATE.

14 (2) (I) THE RETAIL DELIVERY FEE SHALL BE INCREASED JULY 1,
15 2026, AND EACH JULY 1 THEREAFTER IN ACCORDANCE WITH THIS PARAGRAPH.

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

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

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

24 (III) 1. IN THIS SUBPARAGRAPH, “CONSUMER PRICE INDEX
25 FOR ALL URBAN CONSUMERS” MEANS THE INDEX PUBLISHED MONTHLY BY THE
26 BUREAU OF LABOR STATISTICS OF THE U.S. DEPARTMENT OF LABOR THAT IS THE
27 U.S. CITY AVERAGE OF ALL ITEMS IN A BASKET OF CONSUMER GOODS AND
28 SERVICES.

29 2. THE PERCENTAGE GROWTH IN THE CONSUMER
30 PRICE INDEX FOR ALL URBAN CONSUMERS SHALL BE DETERMINED BY COMPARING

1 THE AVERAGE OF THE INDEX FOR THE 12 MONTHS ENDING ON THE PRECEDING
2 APRIL 30 TO THE AVERAGE OF THE INDEX FOR THE PRIOR 12 MONTHS.

3 (IV) SUBJECT TO SUBPARAGRAPH (V) OF THIS PARAGRAPH, ON
4 JULY 1 EACH YEAR, THE RETAIL DELIVERY FEE SHALL BE INCREASED BY THE
5 AMOUNT, ROUNDED TO THE NEAREST ONE-TENTH OF A CENT, THAT EQUALS THE
6 PRODUCT OF MULTIPLYING:

7 1. THE RETAIL DELIVERY FEE IN EFFECT ON THE DATE
8 OF THE COMPTROLLER'S ANNOUNCEMENT UNDER SUBPARAGRAPH (II) OF THIS
9 PARAGRAPH; AND

10 2. THE PERCENTAGE GROWTH IN THE CONSUMER
11 PRICE INDEX FOR ALL URBAN CONSUMERS.

12 (V) IF THERE IS A DECLINE OR NO GROWTH IN THE CONSUMER
13 PRICE INDEX FOR ALL URBAN CONSUMERS, THE RETAIL DELIVERY FEE SHALL
14 REMAIN UNCHANGED.

15 (B) (1) A VENDOR OR MARKETPLACE FACILITATOR SHALL:

16 (I) COLLECT THE RETAIL DELIVERY FEE FROM A BUYER; OR

17 (II) PAY THE RETAIL DELIVERY FEE ON BEHALF OF A BUYER.

18 (2) IF A VENDOR OR MARKETPLACE FACILITATOR COLLECTS THE
19 RETAIL DELIVERY FEE FROM THE BUYER, THE RETAIL DELIVERY FEE SHALL BE:

20 (I) CHARGED IN ADDITION TO ANY OTHER DELIVERY FEE
21 ASSESSED BY THE VENDOR OR MARKETPLACE FACILITATOR;

22 (II) ITEMIZED AS A SEPARATE LINE ITEM ON THE BUYER'S
23 RECEIPT, INVOICE, OR OTHER BILL OF SALE, DISTINCT FROM THE SALES PRICE,
24 SALES AND USE TAX, OR ANY OTHER TAX OR FEE IMPOSED; AND

25 (III) LISTED ON THE RECEIPT, INVOICE, OR OTHER BILL OF SALE
26 AS "DELIVERY IMPACT FEE".

27 (C) A RETAIL DELIVERY FEE SHALL BE ASSESSED ONLY ONCE PER
28 TRANSACTION REGARDLESS OF WHETHER:

29 (1) THE TANGIBLE PERSONAL PROPERTY PURCHASED IS DELIVERED
30 IN ONE SHIPMENT OR MULTIPLE SHIPMENTS; OR

1 **(2) THE PURCHASE CONTAINS ONE ITEM OR MULTIPLE ITEMS OF**
2 **TANGIBLE PERSONAL PROPERTY.**

3 **(D) THE RETAIL DELIVERY FEE MAY NOT BE REFUNDED TO THE BUYER**
4 **UNLESS THE RETAIL DELIVERY IS CANCELED BY THE BUYER, VENDOR,**
5 **MARKETPLACE FACILITATOR, OR DELIVERY PROVIDER.**

6 **18.8-104.**

7 **THE RETAIL DELIVERY FEE UNDER THIS TITLE DOES NOT APPLY TO THE SALE**
8 **OR PURCHASE OF TANGIBLE PERSONAL PROPERTY THAT IS EXEMPT FROM THE**
9 **SALES AND USE TAX.**

10 **18.8-105.**

11 **(A) (1) (I) A VENDOR OR MARKETPLACE FACILITATOR SHALL**
12 **COLLECT AND REMIT THE RETAIL DELIVERY FEE TO THE COMPTROLLER IN THE**
13 **MANNER PRESCRIBED BY THE COMPTROLLER.**

14 **(II) THE REQUIREMENTS OF § 11-403.1 OF THE TAX – GENERAL**
15 **ARTICLE RELATING TO THE COLLECTION OF THE SALES AND USE TAX BY A**
16 **MARKETPLACE FACILITATOR APPLY TO THE COLLECTION OF THE RETAIL DELIVERY**
17 **FEE BY A MARKETPLACE FACILITATOR.**

18 **(2) A VENDOR THAT DID NOT MAKE RETAIL SALES TOTALING**
19 **\$500,000 OR MORE IN THE PREVIOUS CALENDAR YEAR SHALL REMIT THE RETAIL**
20 **DELIVERY FEE TO THE COMPTROLLER BEGINNING ON OR BEFORE THE FIRST DAY**
21 **OF THE MONTH THAT IS 60 DAYS AFTER THE MONTH IN WHICH THE VENDOR MAKES**
22 **RETAIL SALES TOTALING \$500,000 OR MORE IN CURRENT CALENDAR YEAR.**

23 **(3) A MARKETPLACE FACILITATOR THAT DID NOT FACILITATE**
24 **RETAIL SALES OF MARKETPLACE SELLERS TOTALING \$100,000 OR MORE IN THE**
25 **PREVIOUS CALENDAR YEAR SHALL REMIT THE RETAIL DELIVERY FEE TO THE**
26 **COMPTROLLER BEGINNING ON OR BEFORE THE FIRST DAY OF THE MONTH THAT IS**
27 **60 DAYS AFTER THE MONTH IN WHICH THE MARKETPLACE FACILITATOR**
28 **FACILITATES THE RETAIL SALES OF MARKETPLACE SELLERS TOTALING \$100,000**
29 **OR MORE IN THE CURRENT CALENDAR YEAR.**

30 **(B) (1) A VENDOR OR MARKETPLACE FACILITATOR SHALL:**

31 **(I) REPORT THE RETAIL DELIVERY FEE ON A RETURN AS**
32 **PRESCRIBED BY THE COMPTROLLER; AND**

1 (II) REMIT THE RETAIL DELIVERY FEE WITH THE RETURN.

2 (2) A VENDOR OR MARKETPLACE FACILITATOR SHALL FILE AND PAY
3 THE RETAIL DELIVERY FEE USING THE FILING CYCLE AND DUE DATES PRESCRIBED
4 BY THE COMPTROLLER IN ACCORDANCE WITH SUBSECTION (A) OF THIS SECTION.

5 (C) (1) A VENDOR OR MARKETPLACE FACILITATOR THAT COLLECTS THE
6 RETAIL DELIVERY FEE FROM THE BUYER SHALL COLLECT THE RETAIL DELIVERY
7 FEE IN THE SAME MANNER AS THE SALES AND USE TAX.

8 (2) A VENDOR OR MARKETPLACE FACILITATOR THAT USES A
9 THIRD-PARTY ENTITY TO COLLECT AND REMIT THE SALES AND USE TAX MAY ELECT
10 TO HAVE THE THIRD-PARTY ENTITY COLLECT AND REMIT THE RETAIL DELIVERY
11 FEE.

12 (3) A VENDOR OR MARKETPLACE FACILITATOR THAT PAYS THE
13 RETAIL DELIVERY FEE ON BEHALF OF A BUYER SHALL REMIT THE RETAIL DELIVERY
14 FEE TO THE COMPTROLLER AS IF THE RETAIL DELIVERY FEE HAD BEEN COLLECTED
15 FROM THE BUYER ON THE DATE OF THE RETAIL DELIVERY.

16 18.8-106.

17 (A) EXCEPT AS OTHERWISE PROVIDED IN THIS TITLE, THE AUDIT,
18 ASSESSMENT, LIABILITY OR PAYMENT, REFUND, PENALTY, INTEREST,
19 ENFORCEMENT, COLLECTION REMEDIES, APPEAL, AND ADMINISTRATIVE
20 PROVISIONS THAT ARE APPLICABLE TO THE SALES AND USE TAX APPLY TO THE
21 RETAIL DELIVERY FEE.

22 (B) FROM THE REVENUE ATTRIBUTABLE TO THE RETAIL DELIVERY FEE,
23 THE COMPTROLLER SHALL DISTRIBUTE THE AMOUNT NECESSARY TO PAY REFUNDS
24 RELATING TO THE RETAIL DELIVERY FEE TO A REFUND ACCOUNT.

25 (C) AFTER MAKING THE DISTRIBUTION REQUIRED UNDER SUBSECTION (B)
26 OF THIS SECTION, THE COMPTROLLER SHALL DISTRIBUTE THE AMOUNT
27 NECESSARY TO ADMINISTER THE RETAIL DELIVERY FEE TO AN ADMINISTRATIVE
28 FEE ACCOUNT.

29 (D) AFTER MAKING THE DISTRIBUTIONS REQUIRED UNDER SUBSECTIONS
30 (B) AND (C) OF THIS SECTION, THE COMPTROLLER SHALL DEPOSIT THE BALANCE
31 OF THE REVENUE ATTRIBUTABLE TO THE RETAIL DELIVERY FEE INTO THE
32 TRANSPORTATION TRUST FUND ESTABLISHED UNDER § 3-216 OF THIS ARTICLE.

1 23-205.

2 (a) (1) Subject to paragraph (2) of this subsection, the Administration and the
3 Secretary shall set the fee to be charged for each vehicle to be inspected and tested by a
4 facility.

5 (2) The fee established under this subsection:

6 (i) [During the period from January 1, 1995 through May 31, 1997,
7 may not exceed \$12; and

8 (ii) During the period [after] **FROM** May 31, 1997, **THROUGH JUNE**
9 **30, 2025**, may not exceed \$14;

10 **(II) DURING THE PERIOD FROM JULY 1, 2025, THROUGH JUNE**
11 **30, 2026, MAY NOT EXCEED \$30; AND**

12 **(III) EXCEPT AS PROVIDED IN PARAGRAPH (4)(III) OF THIS**
13 **SUBSECTION, DURING THE PERIOD AFTER JULY 1, 2026, SHALL EQUAL AT LEAST**
14 **THE AMOUNT IN THE IMMEDIATELY PRECEDING FISCAL YEAR ADJUSTED FOR**
15 **INFLATION IN ACCORDANCE WITH PARAGRAPH (3) OF THIS SUBSECTION.**

16 **(3) DURING THE PERIOD AFTER JUNE 30, 2026, THE FEE**
17 **ESTABLISHED UNDER THIS SUBSECTION SHALL EQUAL AT LEAST THE AMOUNT IN**
18 **THE IMMEDIATELY PRECEDING FISCAL YEAR ADJUSTED FOR INFLATION IN**
19 **ACCORDANCE WITH PARAGRAPH (4) OF THIS SUBSECTION.**

20 **(4) (I) THE INFLATION ADJUSTMENT SHALL EQUAL THE PRODUCT**
21 **OF MULTIPLYING THE AMOUNT OF FUNDING IN THE IMMEDIATELY PRECEDING**
22 **FISCAL YEAR BY THE PERCENTAGE INCREASE IN THE CONSUMER PRICE INDEX FOR**
23 **ALL URBAN CONSUMERS.**

24 **(II) THE PERCENTAGE INCREASE IN THE CONSUMER PRICE**
25 **INDEX FOR ALL URBAN CONSUMERS SHALL BE DETERMINED BY COMPARING THE**
26 **AVERAGE OF THE INDEX FOR THE 12 MONTHS ENDING APRIL 30 IMMEDIATELY**
27 **PRECEDING THE FISCAL YEAR FOR WHICH THE FUNDING AMOUNT IS BEING**
28 **CALCULATED TO THE AVERAGE INDEX FOR THE PRIOR 12 MONTHS.**

29 **(III) IF THERE IS A DECLINE OR NO GROWTH IN THE CONSUMER**
30 **PRICE INDEX FOR ALL URBAN CONSUMERS, THE FEE AMOUNT UNDER THIS**
31 **PARAGRAPH SHALL REMAIN UNCHANGED.**

32 (b) The fee shall be collected in a manner established by the Administration and
33 the Secretary.

1 (c) A specific portion of the fee shall be paid to or retained by the Administration
2 to cover the cost of administration and enforcement of the emissions control program, as
3 provided in the contract between the contractor and the State.

4 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
5 as follows:

6 **Article – Tax – General**

7 7–309.

8 (a) Notwithstanding an Act of Congress that repeals or reduces the federal credit
9 under § 2011 of the Internal Revenue Code, the provisions of this subtitle in effect before
10 the passage of the Act of Congress shall apply with respect to a decedent who dies after the
11 effective date of the Act of Congress so as to continue the Maryland estate tax in force
12 without reduction in the same manner as if the federal credit had not been repealed or
13 reduced.

14 (b) (1) Except as provided in paragraphs (2) through (9) of this subsection and
15 subsection (c) of this section, after the effective date of an Act of Congress described in
16 subsection (a) of this section, the Maryland estate tax shall be determined using:

17 (i) the federal credit allowable by § 2011 of the Internal Revenue
18 Code as in effect before the reduction or repeal of the federal credit pursuant to the Act of
19 Congress; and

20 (ii) other provisions of federal estate tax law as in effect on the date
21 of the decedent's death.

22 (2) Except as provided in paragraphs (3) through (9) of this subsection and
23 subsection (c) of this section, if the federal estate tax is not in effect on the date of the
24 decedent's death, the Maryland estate tax shall be determined using:

25 (i) the federal credit allowable by § 2011 of the Internal Revenue
26 Code as in effect before the reduction or repeal of the federal credit pursuant to the Act of
27 Congress; and

28 (ii) other provisions of federal estate tax law as in effect on the date
29 immediately preceding the effective date of the repeal of the federal estate tax.

30 (3) (i) Notwithstanding any increase in the unified credit allowed
31 against the federal estate tax for decedents dying after 2003, the unified credit used for
32 determining the Maryland estate tax for a decedent may not exceed the applicable credit
33 amount corresponding to an applicable exclusion amount, within the meaning of § 2010(c)
34 of the Internal Revenue Code, of:

1 1. \$1,000,000 for a decedent dying before January 1, 2015;

2 2. \$1,500,000 for a decedent dying on or after January 1,
3 2015, but before January 1, 2016;

4 3. \$2,000,000 for a decedent dying on or after January 1,
5 2016, but before January 1, 2017;

6 4. \$3,000,000 for a decedent dying on or after January 1,
7 2017, but before January 1, 2018;

8 5. \$4,000,000 for a decedent dying on or after January 1,
9 2018, but before January 1, 2019; [and]

10 6. \$5,000,000 for a decedent dying on or after January 1,
11 2019, **BUT BEFORE JULY 1, 2025; AND**

12 **7. \$2,000,000 FOR A DECEDENT DYING ON OR AFTER**
13 **JULY 1, 2025**, plus any deceased spousal unused exclusion amount calculated in
14 accordance with paragraph (9) of this subsection.

15 (ii) The Maryland estate tax shall be determined without regard to
16 any deduction for State death taxes allowed under § 2058 of the Internal Revenue Code.

17 (iii) Unless the federal credit allowable by § 2011 of the Internal
18 Revenue Code is in effect on the date of the decedent's death, the federal credit used to
19 determine the Maryland estate tax may not exceed 16% of the amount by which the
20 decedent's taxable estate, as defined in § 2051 of the Internal Revenue Code, exceeds:

21 1. \$1,000,000 for a decedent dying before January 1, 2015;

22 2. \$1,500,000 for a decedent dying on or after January 1,
23 2015, but before January 1, 2016;

24 3. \$2,000,000 for a decedent dying on or after January 1,
25 2016, but before January 1, 2017;

26 4. \$3,000,000 for a decedent dying on or after January 1,
27 2017, but before January 1, 2018;

28 5. \$4,000,000 for a decedent dying on or after January 1,
29 2018, but before January 1, 2019; [and]

30 6. \$5,000,000 for a decedent dying on or after January 1,
31 2019, **BUT BEFORE JULY 1, 2025; AND**

1 **7. \$2,000,000 FOR A DECEDENT DYING ON OR AFTER**
2 **JULY 1, 2025**, plus any deceased spousal unused exclusion amount calculated in
3 accordance with paragraph (9) of this subsection.

4 (4) (i) With regard to an election to value property as provided in § 2032
5 of the Internal Revenue Code, if a federal estate tax return is not required to be filed:

6 1. an irrevocable election made on a timely filed Maryland
7 estate tax return shall be deemed to be an election as required by § 2032(d) of the Internal
8 Revenue Code;

9 2. the provisions of § 2032(c) of the Internal Revenue Code
10 do not apply; and

11 3. an election may not be made under item 1 of this
12 subparagraph unless that election will decrease:

13 A. the value of the gross estate; and

14 B. the Maryland estate tax due with regard to the transfer of
15 a decedent's Maryland estate.

16 (ii) An election to value property as provided in § 2032 of the Internal
17 Revenue Code for Maryland estate tax purposes must be the same as the election made for
18 federal estate tax purposes.

19 (5) (i) With regard to an election to treat property as marital deduction
20 qualified terminable interest property in calculating the Maryland estate tax, an
21 irrevocable election made on a timely filed Maryland estate tax return shall be deemed to
22 be an election as required by § 2056(b)(7)(B)(i), (iii), and (v) of the Internal Revenue Code.

23 (ii) An election under this paragraph made on a timely filed
24 Maryland estate tax return shall be recognized for purposes of calculating the Maryland
25 estate tax even if an inconsistent election is made for the same decedent for federal estate
26 tax purposes.

27 (6) (i) For purposes of calculating Maryland estate tax, a decedent shall
28 be deemed to have had a qualifying income interest for life under § 2044(a) of the Internal
29 Revenue Code with regard to any property for which a marital deduction qualified
30 terminable interest property election was made for the decedent's predeceased spouse on a
31 timely filed Maryland estate tax return under paragraph (5) of this subsection.

32 (ii) For the purpose of apportioning Maryland estate tax under §
33 7-308 of this subtitle, any property as to which a decedent is deemed to have had a
34 qualifying income interest for life under subparagraph (i) of this paragraph shall be deemed
35 to be included in both the estate and the taxable estate of the decedent.

1 (7) For purposes of calculating Maryland estate tax, amounts allowable
2 under § 2053 or § 2054 of the Internal Revenue Code as a deduction in computing the
3 taxable estate of a decedent may not be allowed as a deduction or as an offset against the
4 sales price of property in determining gain or loss if the amount has been allowed as a
5 deduction in computing the federal taxable income of the estate or of any other person.

6 (8) Notwithstanding any contrary definition of “marriage” and “spouse”
7 under any applicable provision of federal law, for purposes of calculating Maryland estate
8 tax under this subsection, the surviving “spouse” of a decedent shall include any individual
9 to whom, at the time of the decedent’s death, the decedent was lawfully married as
10 determined under the laws of the State.

11 (9) (i) In this paragraph, “deceased spousal unused exclusion amount”
12 means the applicable exclusion amount in effect at the time of the death of the last
13 predeceased spouse of the decedent under paragraph (3) of this subsection reduced by the
14 taxable estate of the last predeceased spouse:

15 1. as reported on a Maryland estate tax return filed with the
16 Comptroller; or

17 2. as reported on a federal estate tax return, if:

18 A. the last predeceased spouse was not a Maryland resident
19 and no property with a Maryland estate tax situs was includible in the gross estate of the
20 last predeceased spouse; or

21 B. the last predeceased spouse died before January 1, 2019,
22 and no Maryland estate tax return was required to be filed with respect to the predeceased
23 spouse’s estate.

24 (ii) The deceased spousal unused exclusion amount may not be taken
25 into account under paragraph (3) of this subsection unless:

26 1. if the last predeceased spouse died on or after January 1,
27 2019, a Maryland estate tax return is timely filed for the last predeceased spouse, on which
28 the deceased spousal unused exclusion amount is calculated and an irrevocable election is
29 made that the deceased spousal unused exclusion amount may be taken into account; or

30 2. if the last predeceased spouse died before January 1, 2019,
31 or was not a Maryland resident and no property with a Maryland estate tax situs was
32 includible in the gross estate of the last predeceased spouse, an election was made under §
33 2010(c) of the Internal Revenue Code on the federal estate tax return of the last
34 predeceased spouse.

35 (iii) 1. Notwithstanding any other provision of this article, the
36 Comptroller may examine a Maryland estate tax return of a predeceased spouse after the
37 time for assessing a tax under this title has expired under § 13–1101 of this article solely

1 for the purposes of determining the validity of the deceased spousal unused exclusion
2 election and the amount to be taken into account under paragraph (3) of this subsection.

3 2. This subparagraph may not be construed to authorize the
4 assessment of any additional tax with respect to the predeceased spouse's Maryland estate
5 tax return if the period of limitation under § 13-1101 of this article has expired.

6 10-740.

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

8 (2) “Commission” means the Maryland Higher Education Commission.

9 (3) “Qualified taxpayer” means an individual who has:

10 (i) incurred at least \$20,000 in undergraduate or graduate student
11 loan debt or both; and

12 (ii) has at least \$5,000 in outstanding undergraduate or graduate
13 student loan debt or both when submitting an application under subsection (c) of this
14 section.

15 (b) Subject to the limitations of this section, a qualified taxpayer may claim a
16 credit against the State income tax for the taxable year in which the Commission certifies
17 a tax credit under this section.

18 (c) (1) (i) By September 15 of each year, an individual shall submit an
19 application to the Commission for the credit allowed under this section.

20 (ii) The individual shall submit with the application an assurance
21 that the individual will use any credit approved under this section for the repayment of the
22 individual's undergraduate or graduate student loan debt or both as soon as practicable.

23 (iii) 1. The total amount of the credit claimed under this section
24 shall be recaptured if the individual does not use the credit approved under this section for
25 the repayment of the individual's undergraduate or graduate student loan debt or both
26 within 3 years from the close of the taxable year for which the credit is claimed.

27 2. The individual who claimed the credit shall pay the total
28 amount of the credit claimed as taxes payable to the State for the taxable year in which the
29 event requiring recapture of the credit occurs.

30 (2) By December 15 of each year the Commission shall certify to the
31 individual the amount of any tax credit approved by the Commission under this section,
32 not to exceed \$5,000.

1 (3) **(I) FOR TAX YEAR 2025, THE TOTAL AMOUNT OF TAX CREDITS**
2 **APPROVED BY THE COMMISSION UNDER THIS SECTION MAY NOT EXCEED**
3 **\$9,000,000.**

4 **(II)** For any taxable year **AFTER 2025**, the total amount of tax
5 credits approved by the Commission under this section may not exceed \$18,000,000.

6 (4) (i) Except as provided in subparagraph (ii) of this paragraph, the
7 Commission shall reserve \$9,000,000 of the tax credits authorized under paragraph (3) of
8 this subsection for the following individuals in the following order of priority:

9 1. State employees who graduated from institutions of
10 higher education in the State where at least 40% of the attendees are eligible to receive
11 federal Pell Grants; and

12 2. all other State employees not described under item 1 of
13 this subparagraph.

14 (ii) If the total amount of tax credits applied for by individuals
15 described under subparagraph (i) of this paragraph is less than \$9,000,000 for a taxable
16 year, the Commission may make available the unused amount of credits for use by other
17 qualified taxpayers.

18 (5) To claim the tax credit allowed under this section, an individual shall
19 attach a copy of the Commission's certification of the approved credit amount to the income
20 tax return.

21 (g) **(1)** On or before January 1 each year, the Commission shall report to the
22 Governor and, in accordance with § 2-1257 of the State Government Article, the General
23 Assembly on:

24 **[(1)] (I)** the number of applicants for the tax credit authorized under this
25 section;

26 **[(2)] (II)** the number and amounts of tax credits awarded under this
27 section to qualified taxpayers;

28 **[(3)] (III)** a breakdown of the age, gender, race, income, and counties of
29 residency of qualified taxpayers who receive the credit; and

30 **[(4)] (IV)** any additional information that the Commission deems relevant.

31 **(2) ON OR BEFORE JANUARY 1, 2026, THE COMMISSION SHALL**
32 **REPORT TO THE GOVERNOR AND, IN ACCORDANCE WITH § 2-1257 OF THE STATE**
33 **GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY RECOMMENDATIONS FOR**

1 **CHANGES TO STATUTE OR REGULATIONS THAT WOULD BETTER TARGET THE**
2 **ALLOCATION OF TAX CREDITS UNDER THIS PROGRAM.**

3 (i) The tax credit under this section shall be referred to as the Student Loan Debt
4 Relief Tax Credit.

5 10-741.

6 (d) (1) In this subsection, "Reserve Fund" means the More Jobs for
7 Marylanders Tax Credit Reserve Fund established under paragraph (2) of this subsection.

8 (2) (i) There is a More Jobs for Marylanders Tax Credit Reserve Fund
9 that is a special continuing, nonlapsing fund that is not subject to § 7-302 of the State
10 Finance and Procurement Article.

11 (ii) The money in the Reserve Fund shall be invested and reinvested
12 by the Treasurer, and interest and earnings shall be credited to the General Fund.

13 (3) (i) Subject to the limitations of this subsection, the Department
14 shall issue an initial tax credit certificate in an amount equal to a percentage of total wages
15 paid for each qualified position at an eligible project as calculated under subsection (b)(2)
16 of this section.

17 (ii) An initial tax credit certificate issued under this subsection shall
18 state the maximum amount of tax credit for which the qualified business entity is eligible.

19 (iii) 1. Except as otherwise provided in this subparagraph, for
20 any fiscal year, the Department may not issue initial tax credit certificates for credit
21 amounts in the aggregate totaling more than:

22 A. with respect to qualified business entities provided a
23 certificate under § 6-805 of the Economic Development Article before June 1, 2022,
24 \$9,000,000 in a fiscal year; and

25 B. with respect to qualified business entities provided a
26 certificate under § 6-805 of the Economic Development Article on or after June 1, 2022,
27 \$5,000,000 in a fiscal year.

28 2. **[If] THROUGH FISCAL YEAR 2025, IF** the aggregate
29 credit amounts under initial tax credit certificates issued in a fiscal year total less than the
30 maximum provided under subparagraph 1 of this subparagraph, any excess amount
31 shall remain in the Reserve Fund.

32 3. **FOR FISCAL YEAR 2026 AND EACH FISCAL YEAR**
33 **THEREAFTER, IF THE AGGREGATE CREDIT AMOUNTS UNDER INITIAL TAX CREDIT**
34 **CERTIFICATES ISSUED IN A FISCAL YEAR TOTAL LESS THAN THE MAXIMUM**

1 PROVIDED UNDER SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, ANY EXCESS
2 AMOUNT SHALL REVERT TO THE GENERAL FUND OF THE STATE AT THE CLOSE OF
3 THE FISCAL YEAR.

4 [3.] 4. For any fiscal year, if funds are transferred from the
5 Reserve Fund under the authority of any provision of law other than under paragraph (4)
6 of this subsection, the maximum credit amounts in the aggregate for which the Department
7 may issue initial tax credit certificates shall be reduced by the amount transferred.

8 (iv) For fiscal year 2019 and each fiscal year thereafter, the Governor
9 shall include in the annual budget bill an appropriation to the Reserve Fund in an amount
10 that is no less than the amount the Department reports is necessary under subsection (e)
11 of this section to:

- 12 1. maintain the current level of manufacturing activity in the
13 State;
- 14 2. attract new manufacturing activity to the State; and
- 15 3. attract new businesses to and encourage the expansion of
16 existing businesses within opportunity zones in the State.

17 (v) Notwithstanding the provisions of § 7–213 of the State Finance
18 and Procurement Article, the Governor may not reduce an appropriation to the Reserve
19 Fund in the State budget as approved by the General Assembly.

20 (vi) Based on an amount equal to a percentage of the total actual
21 wages paid for each qualified position at an eligible project as calculated under subsection
22 (b)(2) of this section, the Department shall issue a final tax credit certificate to the qualified
23 business entity.

24 (4) (i) Except as provided in this paragraph, money appropriated to the
25 Reserve Fund shall remain in the Fund.

26 (ii) 1. Within 15 days after the end of each calendar quarter, the
27 Department shall notify the Comptroller as to each final credit certificate issued during the
28 quarter:

29 A. the maximum credit amount stated in the initial tax credit
30 certificate for the qualified business entity; and

31 B. the final certified credit amount for the qualified business
32 entity.

33 2. On notification that a final credit amount has been
34 certified, the Comptroller shall transfer an amount equal to the credit amount stated in the

1 final tax credit certificate for the qualified business entity from the Reserve Fund to the
2 General Fund.

3 **Article – Tax – Property**

4 2–106.

5 (a) Each county shall provide the supervisor of the county with an office in the
6 county seat or in Baltimore City, for the supervisor of Baltimore City. The Department is
7 responsible for providing each supervisor with clerical staff, equipment, and other facilities
8 and assistance that the Department considers necessary and as provided in the State
9 budget.

10 (b) (1) Except as provided in paragraph (2) of this subsection, each county and
11 Baltimore City shall be responsible for reimbursing the State for the costs of administering
12 the Department as follows:

13 (i) **[50%] 90%** of the costs of real property valuation;

14 (ii) **[50%] 90%** of the costs of business personal property valuation;
15 and

16 (iii) **[50%] 90%** of the costs of the Office of Information Technology
17 within the Department, including any funding for departmental projects in the Major
18 Information Technology Development Project Fund established under § 3.5–309 of the
19 State Finance and Procurement Article.

20 (2) For each of fiscal years 2012 and 2013, each county and Baltimore City
21 shall be responsible for reimbursing the State 90% instead of 50% of the costs of
22 administering the Department described in paragraph (1) of this subsection.

23 (c) Costs under subsection (b) of this section shall be allocated among the counties
24 and Baltimore City as follows:

25 (1) costs under subsection (b)(1)(i) and (iii) of this section will be allocated
26 based on the number of real property accounts of a county or Baltimore City as a percentage
27 of the total number of real property accounts statewide as of July 1 of the preceding fiscal
28 year; and

29 (2) costs under subsection (b)(1)(ii) of this section will be allocated based on
30 the business personal property assessable base of a county or Baltimore City as a
31 percentage of the total business personal property assessable bases statewide as of July 1
32 of the preceding fiscal year.

33 (d) Each county and Baltimore City shall remit a quarterly payment to the
34 Comptroller for 25% of the jurisdiction's share of costs on the following dates:

- 1 (1) July 1;
- 2 (2) October 1;
- 3 (3) January 1; and
- 4 (4) April 1.

5 (e) The Comptroller may withhold a portion of a local income tax distribution of
6 a county or Baltimore City that fails to make timely payment in accordance with this
7 section.

8 9–103.

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

10 (2) “Base year” means the taxable year immediately before the taxable year
11 in which a property tax credit under this section is to be granted.

12 (3) (i) “Base year value” means the value of the property used to
13 determine the assessment on which the property tax on real property was imposed for the
14 base year.

15 (ii) “Base year value” does not include any new real property that
16 was first assessed in the base year.

17 (4) (i) “Business entity” means a person who operates or conducts a
18 trade or business.

19 (ii) “Business entity” includes a person who owns, operates,
20 develops, constructs, or rehabilitates real property, if the real property:

21 1. is intended for use primarily as single or multifamily
22 residential property located in the enterprise zone; and

23 2. is partially devoted to a nonresidential use.

24 (5) (i) “Eligible assessment” means the difference between the base
25 year value and the actual value as determined by the Department for the applicable taxable
26 year in which the tax credit under this section is to be granted.

27 (ii) For a business entity that is located on land or within
28 improvements owned by the federal, State, county, or municipal government, “eligible
29 assessment” means the difference between the base year value and the actual value
30 reduced by the value of any property entitled to an exemption under Title 7 of this article
31 as determined by the Department for the applicable taxable year in which the tax credit
32 under this section is to be granted.

1 (6) (i) “Qualified property” means real property that is:

2 1. not used for residential purposes;

3 2. used in a trade or business by a business entity that meets
4 the requirements of § 5–707 of the Economic Development Article; and

5 3. located in an enterprise zone that is designated under
6 Title 5, Subtitle 7 of the Economic Development Article.

7 (ii) “Qualified property” includes personal property on real property
8 that is located in a focus area as defined in § 5–701 of the Economic Development Article.

9 (e) (1) A tax credit under this section is available to a qualified property for no
10 more than 10 consecutive years or, in the case of newly constructed qualified property that
11 provides both office and retail space and became eligible for the credit under this section
12 on or after January 1, 2019, but before January 1, 2022, no more than 13 consecutive years,
13 beginning with:

14 (i) the taxable year following the calendar year in which the real
15 property initially becomes a qualified property; or

16 (ii) the taxable year in which the real property initially becomes a
17 qualified property, subject to the approval of the appropriate local governing body and the
18 Secretary of Commerce.

19 (2) Even if the designation of an enterprise zone expires, the tax credit
20 under this section continues to be available to a qualified property.

21 (3) Notwithstanding § 5–707(d) of the Economic Development Article but
22 subject to § 5–707(b) and (c) of the Economic Development Article, a business entity
23 operating in an enterprise zone when the designation of the enterprise zone expires may
24 claim the credits allowed under this section for real property that:

25 (i) the business owns, operates, develops, constructs, or
26 rehabilitates within 5 years after the date the designation of the enterprise zone expired;
27 and

28 (ii) otherwise qualifies for the credits allowed under this section.

29 (4) State property tax imposed on real property is not affected by this
30 section.

31 **(5) NO NEW PROPERTIES MAY QUALIFY OR BE AWARDED TAX CREDITS**
32 **AFTER JUNE 30, 2025.**

1 (f) When an enterprise zone is designated by the Secretary of Commerce, the
2 appropriate governing body shall certify to the Department of Assessments and Taxation:

3 (1) the real properties in the enterprise zone that are qualified properties
4 for each taxable year for which the property tax credit under this section is to be granted;
5 and

6 (2) the date that the real properties became qualified properties.

7 **(3) NO PROPERTIES MAY BE DESIGNATED AS QUALIFIED PROPERTIES**
8 **AFTER JUNE 30, 2025.**

9 SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
10 as follows:

11 **Article – Tax – General**

12 10–105.

13 (a) (1) For an individual other than an individual described in paragraph (2)
14 of this subsection, the State income tax rate is:

15 (i) ~~[2%]~~ **4.7%** of Maryland taxable income of \$1 through ~~[\$1,000]~~
16 **\$100,000;**

17 (ii) **3%** of Maryland taxable income of \$1,001 through \$2,000;

18 (iii) **4%** of Maryland taxable income of \$2,001 through \$3,000;

19 (iv) **4.75%** of Maryland taxable income of \$3,001 through \$100,000;

20 (v)] **5%** of Maryland taxable income of \$100,001 through \$125,000;

21 [(vi)] **(III)** **5.25%** of Maryland taxable income of \$125,001 through
22 \$150,000;

23 [(vii)] **(IV)** **5.5%** of Maryland taxable income of \$150,001 through
24 \$250,000; [and

25 (viii)] **(V)** **5.75%** of Maryland taxable income [in excess of \$250,000]
26 **OF \$250,001 THROUGH \$500,000;**

27 **(VI)** **6.25%** **OF MARYLAND TAXABLE INCOME OF \$500,001**
28 **THROUGH \$1,000,000; AND**

1 **(VII) 6.50% OF MARYLAND TAXABLE INCOME IN EXCESS OF**
2 **\$1,000,000.**

3 (2) For spouses filing a joint return or for a surviving spouse or head of
4 household as defined in § 2 of the Internal Revenue Code, the State income tax rate is:

5 (i) ~~[2%]~~ **4.7%** of Maryland taxable income of \$1 through ~~[\$1,000]~~
6 **\$150,000;**

7 (ii) ~~[3%~~ of Maryland taxable income of \$1,001 through \$2,000;

8 (iii) 4% of Maryland taxable income of \$2,001 through \$3,000;

9 (iv) 4.75% of Maryland taxable income of \$3,001 through \$150,000;

10 (v)] 5% of Maryland taxable income of \$150,001 through \$175,000;

11 ~~[(vi)]~~ **(III)** 5.25% of Maryland taxable income of \$175,001 through
12 **\$225,000;**

13 ~~[(vii)]~~ **(IV)** 5.5% of Maryland taxable income of \$225,001 through
14 **\$300,000; [and**

15 ~~(viii)]~~ **(V)** 5.75% of Maryland taxable income ~~[in excess of \$300,000]~~
16 **OF \$300,001 THROUGH \$600,000;**

17 **(VI) 6.25% OF MARYLAND TAXABLE INCOME OF \$600,001**
18 **THROUGH \$1,200,000; AND**

19 **(VII) 6.50% OF MARYLAND TAXABLE INCOME IN EXCESS OF**
20 **\$1,200,000.**

21 **(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS**
22 **PARAGRAPH, IF THE MARYLAND TAXABLE INCOME OF AN INDIVIDUAL DESCRIBED**
23 **IN PARAGRAPH (1) OR (2) OF THIS SUBSECTION INCLUDES ANY AMOUNT OF NET**
24 **CAPITAL GAIN, AS DEFINED AND DETERMINED UNDER THE INTERNAL REVENUE**
25 **CODE, THE STATE INCOME TAX FOR THE INDIVIDUAL IS THE SUM OF:**

26 **1. THE RATES SPECIFIED IN PARAGRAPH (1) OR (2) OF**
27 **THIS SUBSECTION APPLIED TO MARYLAND TAXABLE INCOME; AND**

28 **2. AN ADDITIONAL 1% OF THE AMOUNT OF NET CAPITAL**
29 **GAIN INCLUDED IN THE INDIVIDUAL'S MARYLAND TAXABLE INCOME.**

1 **(II) TO THE EXTENT INCLUDED IN CALCULATING NET CAPITAL**
2 **GAIN FOR FEDERAL INCOME TAX PURPOSES, ANY AMOUNT OF CAPITAL GAIN FROM**
3 **THE SALE OR EXCHANGE OF THE FOLLOWING ASSETS IS NOT SUBJECT TO THE**
4 **ADDITIONAL 1% TAX RATE SPECIFIED IN SUBPARAGRAPH (I)2 OF THIS PARAGRAPH:**

5 **1. ANY RESIDENTIAL DWELLING SOLD FOR LESS THAN**
6 **\$1,500,000 THAT IS THE INDIVIDUAL'S PRIMARY RESIDENCE, INCLUDING THE LAND**
7 **ON WHICH THE DWELLING IS LOCATED AND ANY ACCESSORY DWELLING UNIT**
8 **ASSOCIATED WITH THE RESIDENCE, IF THE DWELLING IS A SINGLE-FAMILY HOME, A**
9 **TOWN HOUSE, A ROW HOME, A RESIDENTIAL CONDOMINIUM UNIT, OR A**
10 **RESIDENTIAL COOPERATIVE UNIT;**

11 **2. ASSETS HELD IN:**

12 **A. A CASH OR DEFERRED ARRANGEMENT PLAN UNDER §**
13 **401(K) OF THE INTERNAL REVENUE CODE;**

14 **B. A TAX-SHELTERED ANNUITY OR CUSTODIAL ACCOUNT**
15 **UNDER § 403(B) OF THE INTERNAL REVENUE CODE;**

16 **C. A DEFERRED COMPENSATION PLAN UNDER § 457(B)**
17 **OF THE INTERNAL REVENUE CODE;**

18 **D. AN INDIVIDUAL RETIREMENT ACCOUNT OR**
19 **INDIVIDUAL RETIREMENT ANNUITY UNDER § 408 OF THE INTERNAL REVENUE**
20 **CODE;**

21 **E. A ROTH INDIVIDUAL RETIREMENT ACCOUNT UNDER §**
22 **408A OF THE INTERNAL REVENUE CODE; OR**

23 **F. A DEFINED CONTRIBUTION PLAN, A DEFINED BENEFIT**
24 **PLAN, OR A SIMILAR RETIREMENT SAVINGS PLAN;**

25 **3. CATTLE, HORSES, OR BREEDING LIVESTOCK HELD**
26 **FOR MORE THAN 12 MONTHS IF, FOR THE TAXABLE YEAR OF THE SALE OR**
27 **EXCHANGE, MORE THAN 50% OF THE INDIVIDUAL'S GROSS INCOME FOR THE**
28 **TAXABLE YEAR, INCLUDING INCOME FROM THE SALE OR EXCHANGE OF CAPITAL**
29 **ASSETS, IS FROM FARMING OR RANCHING;**

30 **4. LAND THAT IS SUBJECT TO A CONSERVATION,**
31 **AGRICULTURAL, OR FOREST PRESERVATION EASEMENT OR THAT WILL BE SUBJECT**
32 **TO A CONSERVATION, AGRICULTURAL, OR FOREST PRESERVATION EASEMENT ON**
33 **THE SALE OR EXCHANGE OF THE LAND;**

1 (ii) may not exceed \$2,250] IS \$5,600.

2 (2) For an individual described in § 2 of the Internal Revenue Code as a
3 head of household or as a surviving spouse, the standard deduction[:

4 (i) may not be less than \$3,000; and

5 (ii) may not exceed \$4,500] IS \$11,200.

6 (3) For spouses on a joint return, the standard deduction[:

7 (i) may not be less than \$3,000; and

8 (ii) may not exceed \$4,500] IS \$11,200.

9 [(d)] (B) (1) For each taxable year beginning after December 31, 2018, [each
10 minimum and maximum] THE standard deduction [limitation] amount specified in
11 subsection [(c)] (A) of this section shall be increased by an amount equal to the product of
12 multiplying the [minimum and maximum] standard deduction [limitation] amount by the
13 cost-of-living adjustment specified in this subsection.

14 (2) For purposes of this subsection, the cost-of-living adjustment is the
15 cost-of-living adjustment within the meaning of § 1(f)(3) of the Internal Revenue Code for
16 the calendar year in which a taxable year begins, as determined by the Comptroller, by
17 substituting “calendar year 2017” for “calendar year 2016” in § 1(f)(3)(A) of the Internal
18 Revenue Code.

19 (3) If any increase determined under paragraph (1) of this subsection is not
20 a multiple of \$50, the increase shall be rounded down to the next lowest multiple of \$50.

21 [10–218.

22 (a) Only an individual who itemizes deductions on the individual’s federal income
23 tax return may elect to itemize deductions on the individual’s income tax return.

24 (b) An individual who elects to itemize deductions is allowed as a deduction the
25 sum of the individual’s federal itemized deductions:

26 (1) limited and reduced as required under the Internal Revenue Code;

27 (2) further reduced by any amount deducted under § 170 of the Internal
28 Revenue Code for contributions of a preservation or conservation easement for which a
29 credit is claimed under § 10–723 of this title; and

1 (3) further reduced by the amount claimed as taxes on income paid to a
2 state or political subdivision of a state, after subtracting a pro rata portion of the reduction
3 to itemized deductions required under § 68 of the Internal Revenue Code.]

4 10–219.

5 (a) A nonresident may claim and shall include only the part attributable to
6 Maryland, as determined under this section, of:

7 (1) the subtractions from federal adjusted gross income under § 10–208 of
8 this subtitle;

9 (2) the deduction for exemptions under § 10–211 or § 10–212 of this
10 subtitle; and

11 (3) [(i)] the standard deduction under § 10–217 of this subtitle[; or

12 (ii) itemized deductions under § 10–218 of this subtitle].

13 (b) Unless the Comptroller requires or allows another method to compute the
14 items listed in subsection (a) of this section, a nonresident shall prorate the items using a
15 fraction:

16 (1) the numerator of which is the Maryland adjusted gross income of the
17 nonresident; and

18 (2) the denominator of which is the federal adjusted gross income of the
19 nonresident.

20 10–220.

21 (a) An individual who is a resident of the State for only a part of the taxable year
22 may claim and shall include only the part attributable to Maryland, as determined under
23 this section, of:

24 (1) the additions to federal adjusted gross income under § 10–204 of this
25 subtitle;

26 (2) the subtractions from federal adjusted gross income under §§ 10–207
27 through 10–209 of this subtitle;

28 (3) the deduction for exemptions under § 10–211 or § 10–212 of this
29 subtitle; and

30 (4) [(i)] the standard deduction under § 10–217 of this subtitle[; or

31 (ii) itemized deductions under § 10–218 of this subtitle].

1 (b) Unless the Comptroller requires or allows another method to compute the
2 items listed in subsection (a) of this section, an individual who is a resident for only a part
3 of the taxable year shall prorate the items using a fraction:

4 (1) the numerator of which is the number of months in which the individual
5 was a resident; and

6 (2) the denominator of which is 12.

7 (c) An individual who is a resident for a period of more than 15 days in a month
8 is deemed to be a resident for the full month.

9 10-751.

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

11 (2) "Qualified child" means a dependent of a taxpayer, if the dependent:

12 (i) is a dependent for purposes of § 152 of the Internal Revenue
13 Code; and

14 (ii) 1. is under the age of 6 years; or

15 2. A. is under the age of 17 years; and

16 B. is a child with a disability, as defined under § 8-401 of the
17 Education Article.

18 (3) "Taxpayer" means:

19 (i) an individual filing an income tax return; or

20 (ii) a married couple filing a joint income tax return.

21 (b) A taxpayer who is a resident and has federal adjusted gross income [for the
22 taxable year of \$15,000 or less may claim a credit against the State income tax for each
23 qualified child in an amount equal to \$500] **LOWER THAN THE THRESHOLD AMOUNT OF**
24 **\$15,000 MAY CLAIM A CREDIT AGAINST THE STATE INCOME TAX FOR EACH**
25 **QUALIFIED CHILD IN AN AMOUNT EQUAL TO \$500.**

26 (c) **THE AMOUNT OF THE CREDIT SHALL BE REDUCED BY \$50 FOR EACH**
27 **\$1,000, OR FRACTION THEREOF, BY WHICH THE TAXPAYER'S FEDERAL ADJUSTED**
28 **GROSS INCOME EXCEEDS THE THRESHOLD AMOUNT, EXCEPT THAT THE REDUCTION**
29 **CANNOT REDUCE THE CREDIT BELOW ZERO.**

1 **(2) 40% OF THE REVENUE TO THE GENERAL FUND OF THE STATE.**

2 11–104.

3 (k) The sales and use tax rate for cannabis, as defined in § 1–101 of the Alcoholic
4 Beverages and Cannabis Article is[, for fiscal year 2024 and each fiscal year thereafter,
5 9%]:

6 **(1) FOR FISCAL YEARS 2024 THROUGH 2026, 9%; AND**

7 **(2) FOR FISCAL YEAR 2027 AND EACH FISCAL YEAR THEREAFTER,**
8 **15%.**

9 SECTION 5. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
10 as follows:

11 **Article – Tax – General**

12 **10–402.1.**

13 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
14 **INDICATED.**

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

16 **(I) THAT IS ENGAGED IN A UNITARY BUSINESS;**

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

19 1. A COMMON OWNER OR COMMON OWNERS, EITHER
20 CORPORATE OR NONCORPORATE; OR

21 2. ONE OR MORE MEMBER CORPORATIONS OF THE
22 GROUP;

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

25 **(IV) CONSISTING OF ANY OTHER MEMBERS UNDER THE**
26 **CIRCUMSTANCES AND TO THE EXTENT PROVIDED IN REGULATIONS ADOPTED BY**
27 **THE COMPTROLLER TO PREVENT THE AVOIDANCE OF TAX OR TO REFLECT CLEARLY**
28 **THE INCOME OF ANY MEMBER OF THE COMBINED GROUP FOR ANY PERIOD.**

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

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

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

12 **(2) A BUSINESS CONDUCTED DIRECTLY OR INDIRECTLY BY ONE**
13 **CORPORATION IS A UNITARY BUSINESS WITH RESPECT TO THAT PORTION OF A**
14 **BUSINESS CONDUCTED BY ANOTHER CORPORATION THROUGH ITS DIRECT OR**
15 **INDIRECT INTEREST IN A PARTNERSHIP IF THE REQUIREMENTS OF SUBSECTION**
16 **(A)(4) OF THIS SECTION ARE SATISFIED, INCLUDING IF THERE IS SYNERGY AND AN**
17 **EXCHANGE AND FLOW OF VALUE BETWEEN THE TWO PARTS OF THE BUSINESS AND**
18 **THE TWO CORPORATIONS ARE MEMBERS OF THE SAME COMMONLY CONTROLLED**
19 **GROUP.**

20 **(3) A BUSINESS CONDUCTED BY A PARTNERSHIP SHALL BE TREATED**
21 **AS CONDUCTED BY ITS PARTNERS, WHETHER DIRECTLY HELD OR INDIRECTLY HELD**
22 **THROUGH A SERIES OF PARTNERSHIPS, TO THE EXTENT OF THE PARTNER’S**
23 **DISTRIBUTIVE SHARE OF THE PARTNERSHIP’S INCOME, REGARDLESS OF THE**
24 **PERCENTAGE OF THE PARTNER’S OWNERSHIP INTEREST OR ITS DISTRIBUTIVE OR**
25 **ANY OTHER SHARE OF PARTNERSHIP INCOME.**

26 **(C) (1) EXCEPT AS PROVIDED BY AND SUBJECT TO REGULATIONS**
27 **ADOPTED BY THE COMPTROLLER, FOR ALL TAXABLE YEARS BEGINNING AFTER**
28 **DECEMBER 31, 2027, A CORPORATION ENGAGED IN A UNITARY BUSINESS SHALL**
29 **FILE A COMBINED RETURN, REPORTING AND PAYING TAX ON WORLDWIDE TAXABLE**
30 **INCOME AS A COMBINED GROUP, REFLECTING THE AGGREGATE INCOME TAX**
31 **LIABILITY OF ALL MEMBERS OF THE COMBINED GROUP THAT ARE ENGAGED IN A**
32 **UNITARY BUSINESS.**

33 **(2) THE TAXABLE INCOME OF A CORPORATION REQUIRED TO FILE**
34 **UNDER § 10-811(A)(2) OF THIS TITLE IS EQUAL TO THE COMBINED GROUP’S**
35 **MARYLAND MODIFIED INCOME AS ADJUSTED UNDER SUBSECTION (D)(3) OF THIS**
36 **SECTION.**

37 **(D) (1) THE MARYLAND MODIFIED INCOME OF THE COMBINED GROUP**

1 EQUALS THE PRODUCT OF:

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

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

7 (2) (I) SUBJECT TO SUBPARAGRAPHS (II) THROUGH (IV) OF THIS
8 PARAGRAPH, THE APPORTIONABLE MARYLAND MODIFIED INCOME OF THE
9 COMBINED GROUP EQUALS THE SUM OF THE CORPORATION'S AND EACH MEMBER'S
10 MARYLAND MODIFIED INCOME.

11 (II) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS
12 SUBPARAGRAPH, FOR ANY MEMBER INCORPORATED IN THE UNITED STATES OR
13 INCLUDED IN A CONSOLIDATED FEDERAL CORPORATE INCOME TAX RETURN, THE
14 INCOME TO BE INCLUDED IN THE TOTAL APPORTIONABLE INCOME OF THE
15 COMBINED GROUP IS THE MARYLAND MODIFIED INCOME AS CALCULATED UNDER §
16 10-304 OF THIS TITLE.

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

20 (III) 1. FOR ANY MEMBER NOT INCLUDED UNDER
21 SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE INCOME TO BE INCLUDED IN THE
22 TOTAL INCOME OF THE COMBINED GROUP IS DETERMINED AS PROVIDED UNDER
23 THIS SUBPARAGRAPH.

24 2. A PROFIT AND LOSS STATEMENT SHALL BE PREPARED
25 FOR EACH FOREIGN BRANCH OR CORPORATION IN THE CURRENCY IN WHICH THE
26 BOOKS OF ACCOUNT OF THE BRANCH OR CORPORATION ARE REGULARLY
27 MAINTAINED.

28 3. THE PROFIT AND LOSS STATEMENT SHALL BE
29 ADJUSTED TO CONFORM TO GENERALLY ACCEPTED ACCOUNTING PRINCIPLES AS
30 ADOPTED BY THE U.S. FINANCIAL ACCOUNTING STANDARDS BOARD FOR THE
31 PREPARATION OF THE PROFIT AND LOSS STATEMENTS, EXCEPT AS MODIFIED BY
32 REGULATION.

33 4. EXCEPT AS OTHERWISE PROVIDED BY REGULATION,
34 THE PROFIT AND LOSS STATEMENT OF EACH MEMBER OF THE COMBINED GROUP,
35 AND THE APPORTIONMENT FACTORS RELATED TO EACH STATEMENT, WHETHER

1 UNITED STATES OR FOREIGN, SHALL BE TRANSLATED INTO THE CURRENCY IN
2 WHICH THE PARENT COMPANY MAINTAINS ITS BOOKS AND RECORDS.

3 5. INCOME APPORTIONED TO THE STATE SHALL BE
4 EXPRESSED IN UNITED STATES DOLLARS.

5 (IV) IF A UNITARY BUSINESS INCLUDES INCOME FROM A
6 PARTNERSHIP, THE INCOME TO BE INCLUDED IN THE TOTAL INCOME OF THE
7 COMBINED GROUP EQUALS THE DIRECT AND INDIRECT DISTRIBUTIVE SHARE OF
8 THE PARTNERSHIP'S UNITARY BUSINESS INCOME ALLOCATED TO ANY MEMBER OF
9 THE COMBINED GROUP.

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

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

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

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

20 (II) THE APPORTIONMENT FACTORS OF PASS-THROUGH
21 ENTITY MEMBERS ARE INCLUDED IN THE NUMERATOR UNDER SUBPARAGRAPH (I)1
22 OF THIS PARAGRAPH AND THE DENOMINATOR UNDER SUBPARAGRAPH (I)2 OF THIS
23 PARAGRAPH TO THE EXTENT OF THE CORPORATION'S DIRECT AND INDIRECT
24 DISTRIBUTIVE SHARE OF THAT ENTITY.

25 (E) (1) SUBJECT TO REGULATIONS ADOPTED BY THE COMPTROLLER, A
26 CORPORATION THAT IS PART OF A COMBINED GROUP MAY ELECT TO DETERMINE ITS
27 INCOME DERIVED FROM OR ATTRIBUTABLE TO TRADE OR BUSINESS IN THE STATE
28 USING THE WATER'S EDGE METHOD AS DESCRIBED IN THIS SUBSECTION.

29 (2) UNDER THE WATER'S EDGE METHOD, THE COMBINED GROUP FOR
30 PURPOSES OF THE COMBINED REPORTING METHOD REQUIRED UNDER THIS
31 SECTION SHALL INCLUDE ONLY THE FOLLOWING AFFILIATED ENTITIES:

32 (I) CORPORATIONS THAT ARE INCORPORATED IN THE UNITED
33 STATES, EXCLUDING CORPORATIONS MAKING AN ELECTION UNDER §§ 931
34 THROUGH 934 OF THE INTERNAL REVENUE CODE;

1 (II) DOMESTIC INTERNATIONAL SALES CORPORATIONS, AS
2 DESCRIBED IN §§ 991 THROUGH 994 OF THE INTERNAL REVENUE CODE;

3 (III) ANY CORPORATION OTHER THAN A BANK, REGARDLESS OF
4 THE PLACE WHERE IT IS INCORPORATED, IF THE AVERAGE OF THE CORPORATION'S
5 PROPERTY, PAYROLL, AND SALES FACTORS WITHIN THE UNITED STATES IS 20% OR
6 MORE;

7 (IV) EXPORT TRADE CORPORATIONS, AS DESCRIBED IN §§ 970
8 AND 971 OF THE INTERNAL REVENUE CODE;

9 (V) A FOREIGN CORPORATION DERIVING GAIN OR LOSS FROM
10 DISPOSITION OF AN INTEREST IN REAL PROPERTY IN THE UNITED STATES TO THE
11 EXTENT RECOGNIZED UNDER § 897 OF THE INTERNAL REVENUE CODE; AND

12 (VI) UNDER THE CIRCUMSTANCES AND TO THE EXTENT
13 PROVIDED BY REGULATIONS THAT THE COMPTROLLER ADOPTS:

14 1. A CORPORATION NOT DESCRIBED IN ITEMS (I)
15 THROUGH (V) OF THIS PARAGRAPH TO THE EXTENT OF THE CORPORATION'S INCOME
16 DERIVED FROM OR ATTRIBUTABLE TO SOURCES WITHIN THE UNITED STATES AND
17 THE CORPORATION'S FACTORS ASSIGNABLE TO A LOCATION WITHIN THE UNITED
18 STATES; OR

19 2. AN AFFILIATED CORPORATION THAT IS A
20 CONTROLLED FOREIGN CORPORATION, AS DEFINED IN § 957 OF THE INTERNAL
21 REVENUE CODE.

22 (3) THE USE OF THE WATER'S EDGE METHOD IS SUBJECT TO THE
23 TERMS AND CONDITIONS THAT THE COMPTROLLER REQUIRES BY REGULATION,
24 INCLUDING ANY CONDITIONS THAT ARE NECESSARY OR APPROPRIATE TO PREVENT
25 THE AVOIDANCE OF TAX OR TO REFLECT CLEARLY THE INCOME FOR ANY PERIOD.

26 (F) (1) (I) AN ELECTION TO USE THE WATER'S EDGE METHOD IN
27 ACCORDANCE WITH SUBSECTION (E) OF THIS SECTION IS EFFECTIVE ONLY IF MADE
28 ON A TIMELY FILED ORIGINAL RETURN FOR A TAX YEAR BY EVERY MEMBER OF THE
29 UNITARY BUSINESS.

30 (II) THE COMPTROLLER SHALL DEVELOP REGULATIONS
31 GOVERNING THE IMPACT, IF ANY, ON THE SCOPE OR APPLICATION OF AN ELECTION
32 TO USE THE WATER'S EDGE METHOD, INCLUDING TERMINATION OR DEEMED
33 ELECTION, RESULTING FROM A CHANGE IN THE COMPOSITION OF THE UNITARY
34 BUSINESS, THE COMBINED GROUP, THE TAXPAYER MEMBERS, OR ANY OTHER

1 SIMILAR CHANGE.

2 (2) AN ELECTION TO USE THE WATER'S EDGE METHOD SHALL
3 CONSTITUTE CONSENT TO THE REASONABLE PRODUCTION OF DOCUMENTS AND
4 TAKING OF DEPOSITIONS IN ACCORDANCE WITH THE MARYLAND RULES.

5 (3) AT THE DISCRETION OF THE COMPTROLLER, AN ELECTION TO
6 USE THE WATER'S EDGE METHOD MAY BE DISREGARDED IN PART OR IN WHOLE, AND
7 THE INCOME AND APPORTIONMENT FACTORS OF ANY MEMBER OF THE TAXPAYER'S
8 UNITARY GROUP MAY BE INCLUDED IN THE COMBINED REPORT WITHOUT REGARD
9 TO THE PROVISIONS OF THIS SECTION, IF ANY MEMBER OF THE UNITARY GROUP
10 FAILS TO COMPLY WITH ANY PROVISION OF THIS SECTION OR IF A PERSON
11 OTHERWISE NOT INCLUDED IN THE WATER'S EDGE COMBINED GROUP WAS AVOIDED
12 OF A SUBSTANTIAL OBJECTIVE OF AVOIDING STATE INCOME TAX.

13 (4) (I) SUBJECT TO SUBPARAGRAPHS (II) THROUGH (IV) OF THIS
14 PARAGRAPH, AN ELECTION TO USE THE WATER'S EDGE METHOD IS BINDING FOR
15 AND APPLICABLE TO THE TAXABLE YEAR IN WHICH THE ELECTION IS MADE AND ALL
16 TAXABLE YEARS THEREAFTER FOR A PERIOD OF 10 YEARS.

17 (II) AN ELECTION TO USE THE WATER'S EDGE METHOD MAY BE
18 WITHDRAWN OR REINSTITUTED AFTER WITHDRAWAL, BEFORE THE EXPIRATION OF
19 THE 10-YEAR PERIOD, ONLY ON WRITTEN REQUEST FOR REASONABLE CAUSE AND
20 ONLY WITH THE WRITTEN PERMISSION OF THE COMPTROLLER.

21 (III) IF THE COMPTROLLER GRANTS A WITHDRAWAL OF THE
22 ELECTION UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH, THE COMPTROLLER
23 SHALL IMPOSE REASONABLE CONDITIONS AS NECESSARY TO PREVENT THE EVASION
24 OF TAX OR TO CLEARLY REFLECT INCOME FOR THE ELECTION PERIOD BEFORE OR
25 AFTER THE WITHDRAWAL.

26 (IV) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS
27 SUBPARAGRAPH, ON THE EXPIRATION OF THE 10-YEAR PERIOD, A TAXPAYER MAY
28 WITHDRAW FROM THE ELECTION TO USE THE WATER'S EDGE METHOD.

29 2. THE WITHDRAWAL SHALL BE MADE IN WRITING
30 WITHIN 1 YEAR BEFORE THE EXPIRATION OF THE ELECTION AND IS BINDING FOR A
31 PERIOD OF 10 YEARS, SUBJECT TO THE SAME CONDITIONS AS APPLIED TO THE
32 ORIGINAL ELECTION.

33 3. IF NO WITHDRAWAL IS PROPERLY MADE UNDER THIS
34 SUBPARAGRAPH, THE ELECTION TO USE THE WATER'S EDGE METHOD SHALL
35 REMAIN IN EFFECT FOR AN ADDITIONAL 10-YEAR PERIOD, SUBJECT TO THE SAME
36 CONDITIONS AS APPLIED TO THE ORIGINAL ELECTION.

1 (G) (1) THE COMPTROLLER SHALL ADOPT REGULATIONS THAT ARE
2 NECESSARY AND APPROPRIATE TO CARRY OUT THIS SECTION.

3 (2) THE REGULATIONS ADOPTED BY THE COMPTROLLER SHALL BE
4 CONSISTENT WITH THE "PRINCIPLES FOR DETERMINING THE EXISTENCE OF A
5 UNITARY BUSINESS" (REG. IV.1.(B)) OF THE MODEL GENERAL ALLOCATION AND
6 APPORTIONMENT REGULATIONS, AS ADOPTED BY THE MULTISTATE TAX
7 COMMISSION.

8 10-811.

9 (A) (1) [Each member of] EXCEPT AS PROVIDED BY AND SUBJECT TO
10 REGULATIONS ADOPTED BY THE COMPTROLLER, an affiliated group of corporations
11 [shall file a separate income tax return] ENGAGED IN A UNITARY BUSINESS SHALL FILE
12 A COMBINED INCOME TAX RETURN REFLECTING THE AGGREGATE INCOME TAX
13 LIABILITY OF ALL THE MEMBERS OF THE AFFILIATED GROUP THAT ARE ENGAGED IN
14 A UNITARY BUSINESS.

15 (2) THE RETURN REQUIRED UNDER PARAGRAPH (1) OF THIS
16 SUBSECTION SHALL INCLUDE THE INCOME AND APPORTIONMENT FACTORS
17 DETERMINED UNDER § 10-402.1(D) AND (E) OF THIS TITLE, AND ANY OTHER
18 INFORMATION REQUIRED BY THE COMPTROLLER, FOR ALL MEMBERS OF THE
19 COMBINED GROUP WHEREVER LOCATED OR DOING BUSINESS.

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

24 (II) IF THERE IS NO PARENT CORPORATION OR IF THE PARENT
25 IS NOT A MEMBER OF THE COMBINED GROUP, THE MEMBERS OF THE COMBINED
26 GROUP SHALL CHOOSE A MEMBER TO FILE THE RETURN.

27 (III) THE FILING MEMBER UNDER SUBPARAGRAPH (I) OR (II) OF
28 THIS PARAGRAPH SHALL CONTINUE TO FILE THE COMBINED RETURN UNLESS THE
29 FILING MEMBER IS NO LONGER THE PARENT CORPORATION OR NO LONGER A
30 MEMBER OF THE COMBINED GROUP.

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

33 (5) MEMBERS OF THE COMBINED GROUP ARE JOINTLY AND
34 SEVERALLY LIABLE FOR THE TAX LIABILITY OF THE COMBINED GROUP INCLUDED

1 IN THE COMBINED RETURN.

2 (B) (1) THE COMPTROLLER MAY, BY REGULATION, REQUIRE THAT THE
3 COMBINED RETURN INCLUDE THE INCOME AND ASSOCIATED APPORTIONMENT
4 FACTORS OF ENTITIES THAT ARE NOT INCLUDED IN THE COMBINED REPORT BUT
5 THAT ARE MEMBERS OF A UNITARY BUSINESS IN ORDER TO REFLECT PROPER
6 APPORTIONMENT OF INCOME OF THE ENTIRE UNITARY BUSINESS.

7 (2) IF THE COMPTROLLER DETERMINES THAT THE REPORTED
8 INCOME OR LOSS OF A TAXPAYER ENGAGED IN A UNITARY BUSINESS WITH A MEMBER
9 NOT INCLUDED IN THE COMBINED GROUP REPRESENTS AN AVOIDANCE OR EVASION
10 OF TAX, THE COMPTROLLER MAY, ON A CASE-BY-CASE BASIS, REQUIRE THAT ALL
11 OR PART OF THE INCOME AND ASSOCIATED APPORTIONMENT FACTORS OF THE
12 MEMBER BE INCLUDED IN THE TAXPAYER'S COMBINED RETURN.

13 (3) THE COMPTROLLER MAY REQUIRE:

14 (I) THE EXCLUSION OF ONE OR MORE FACTORS, THE
15 INCLUSION OF ONE OR MORE ADDITIONAL FACTORS, OR THE EMPLOYMENT OF ANY
16 OTHER METHOD THAT WILL FAIRLY REPRESENT THE TAXPAYER'S BUSINESS IN THE
17 STATE; OR

18 (II) THE EMPLOYMENT OF ANY OTHER METHOD TO EFFECTUATE
19 A PROPER REFLECTION OF THE TOTAL AMOUNT OF INCOME SUBJECT TO
20 APPORTIONMENT AND AN EQUITABLE ALLOCATION AND APPORTIONMENT OF THE
21 COMBINED GROUP'S OR ITS MEMBERS' INCOME.

22 (C) THE COMPTROLLER SHALL ADOPT REGULATIONS THAT ARE
23 NECESSARY AND APPROPRIATE TO CARRY OUT THIS SECTION.

24 SECTION 6. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
25 as follows:

26 **Chapter 397 of the Acts of 2011, as amended by Chapter 425 of the Acts of 2013,**
27 **Chapter 464 of the Acts of 2014, Chapter 489 of the Acts of 2015, Chapter 23 of**
28 **the Acts of 2017, Chapter 10 of the Acts of 2018, Chapter 16 of the Acts of 2019,**
29 **Chapter 538 of the Acts of 2020, and Chapter 103 of the Acts of 2023**

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

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

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

3 (3) For fiscal year 2018, the budgeted Medicaid Deficit Assessment shall be
4 \$364,825,000.

5 (4) For fiscal year 2019, the budgeted Medicaid Deficit Assessment shall be
6 \$334,825,000.

7 (5) For fiscal year 2020, the budgeted Medicaid Deficit Assessment shall be
8 \$309,825,000.

9 (6) [Except as provided in paragraph (7) of this subsection, for] **FOR** fiscal
10 [year 2021, and each fiscal year thereafter] **YEARS 2021, 2022, AND 2023**, the budgeted
11 Medicaid Deficit Assessment shall be \$294,825,000.

12 (7) For fiscal year 2024 only, the budgeted Medicaid Deficit Assessment
13 shall be \$244,825,000.

14 **(8) (I) FOR FISCAL YEAR 2025, THE BUDGETED MEDICAID**
15 **DEFICIT ASSESSMENT SHALL BE \$344,825,000.**

16 **(II) FOR FISCAL YEAR 2026 AND EACH FISCAL YEAR**
17 **THEREAFTER, THE BUDGETED MEDICAID DEFICIT ASSESSMENT SHALL BE**
18 **\$394,825,000.**

19 **(III) THE COMMISSION AND THE MARYLAND DEPARTMENT OF**
20 **HEALTH MAY ADOPT AN ALTERNATIVE METHOD TO ACHIEVE THE EQUIVALENT**
21 **AMOUNT OF REVENUE ACROSS THE 2 YEARS BY THE END OF FISCAL YEAR 2026.**

22 **[(8)] (9)** To the extent that the Commission takes other actions that
23 reduce Medicaid costs, those savings shall also be used to reduce the budgeted Medicaid
24 Deficit Assessment.

25 **[(9)] (10)** To the maximum extent possible, the Commission and the
26 Maryland Department of Health shall adopt policies that preserve the State's Medicare
27 waiver.

28 Chapter 260 of the Acts of 2023

29 SECTION 2. AND BE IT FURTHER ENACTED, That, for fiscal year 2025, the
30 Governor [shall] **MAY** include in the annual budget bill an appropriation of \$12,000,000 to
31 the 9-8-8 Trust Fund established under § 7.5-5A-02 of the Health – General Article.

32 Chapter 261 of the Acts of 2023

1 SECTION 2. AND BE IT FURTHER ENACTED, That, for fiscal year 2025, the
2 Governor [shall] MAY include in the annual budget bill an appropriation of \$12,000,000 to
3 the 9–8–8 Trust Fund established under § 7.5–5A–02 of the Health – General Article.

4 **Chapter 275 of the Acts of 2023**

5 [SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
6 That the Maryland Department of Health shall apply to the Substance Abuse and Mental
7 Health Services Administration at the Center for Mental Health Services for federal
8 planning, development, and implementation grant funds related to certified community
9 behavioral health clinics for fiscal year 2025.]

10 [SECTION 2. AND BE IT FURTHER ENACTED That the Maryland Department of
11 Health shall apply to the Substance Abuse and Mental Health Services Administration at
12 the Center for Mental Health Services for inclusion in the state certified community
13 behavioral health clinic demonstration program for fiscal year 2026.]

14 **Chapter 717 of the Acts of 2024**

15 SECTION 8. AND BE IT FURTHER ENACTED, That, notwithstanding any other
16 provision of law, and unless inconsistent with a federal law, grant agreement, or other
17 federal requirement, or with the terms of a gift or settlement agreement, for fiscal years
18 2024 through 2028, net interest on all State money allocated by the State Treasurer under
19 § 6–226 of the State Finance and Procurement Article to special funds or accounts, and
20 otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall
21 accrue to the General Fund of the State, with the exception of the following funds:

22 [(42) Strategic Energy Investment Fund;]

23 SECTION 7. AND BE IT FURTHER ENACTED, That Section(s) 24–204(d) of
24 Article – Education of the Annotated Code of Maryland be repealed.

25 SECTION 8. AND BE IT FURTHER ENACTED, That Section(s) 7–717 of Article –
26 Health – General of the Annotated Code of Maryland be repealed.

27 SECTION 9. AND BE IT FURTHER ENACTED, That Section(s) 16–503 of Article –
28 Local Government of the Annotated Code of Maryland be repealed.

29 SECTION 10. AND BE IT FURTHER ENACTED, That Section(s) 2–701 and 2–702
30 and the subtitle “Subtitle 7. Inheritance Tax Revenue Distribution” and 7–201 through
31 7–234 and the subtitle “Subtitle 2. Inheritance Tax” of Article – Tax – General of the
32 Annotated Code of Maryland be repealed.

33 SECTION 11. AND BE IT FURTHER ENACTED, That Section(s) 10–702 of
34 Article – Tax – General of the Annotated Code of Maryland be repealed.

1 SECTION 12. AND BE IT FURTHER ENACTED, That, notwithstanding Section 8
2 of Chapter 717 of the Acts of the General Assembly of 2024 or any other provision of law,
3 on or before June 30, 2025, the Governor may transfer to the General Fund the fiscal year
4 2025 interest earnings from the Strategic Energy Investment Fund established under §
5 9–20B–05 of the State Government Article.

6 SECTION 13. AND BE IT FURTHER ENACTED, That, notwithstanding any other
7 provision of law, on or before June 30, 2025, the Governor may transfer to the General Fund
8 \$203,365,440 from the Dedicated Purpose Account established under § 7–310 of the State
9 Finance and Procurement Article, including:

10 (1) \$63,478,440 for cybersecurity;

11 (2) \$62,887,000 in capital pay-as-you-go funds for construction of a new
12 State veterans home;

13 (3) \$25,000,000 in capital pay-as-you-go funds for the University of
14 Maryland Medical System Comprehensive Cancer and Organ Transplant Center;

15 (4) \$20,000,000 for the relocation of State agencies out of State Center;

16 (5) \$11,000,000 in capital pay-as-you-go funds for Department of Natural
17 Resources critical maintenance;

18 (6) \$10,000,000 in capital pay-as-you-go funds for Morgan State
19 University deferred maintenance and site improvements;

20 (7) \$6,000,000 in funding to implement Chapter 464 of the Acts of the
21 General Assembly of 2022 (End the Wait Act); and

22 (8) \$5,000,000 in capital pay-as-you-go funds for Baltimore City
23 Community College deferred maintenance.

24 SECTION 14. AND BE IT FURTHER ENACTED, That, notwithstanding any other
25 provision of law, on or before June 30, 2025, the Governor may transfer to the General Fund
26 the following:

27 (1) \$150,000,000 from the Renewable Portfolio Standard / ACP Account of
28 the Strategic Energy Investment Fund established under § 9–20B–05 of the State
29 Government Article;

30 (2) \$9,000,000 from the Resilient Maryland Revolving Loan Fund
31 established under § 14–110.4 of the Public Safety Article;

32 (3) \$7,000,000 from the Maryland Police Training and Standards
33 Commission Fund established under § 3–206.1 of the Public Safety Article;

1 (4) \$6,000,000 from the Maryland Innovation Investment Tax Credit
2 Reserve Fund established under § 10–733 of the Tax – General Article;

3 (5) \$5,000,000 from the Securities Act Registration Fund established under
4 § 11–208 of the Corporations and Associations Article;

5 (6) \$4,900,000 from the Maryland Violence Intervention and Prevention
6 Program Fund established under § 4–902 of the Public Safety Article;

7 (7) \$4,300,000 from the More Jobs for Marylanders Tax Credit Reserve
8 Fund established under § 10–741 of the Tax – General Article; and

9 (8) \$4,000,000 from the Rape Kit Testing Grant Fund established under §
10 4–401 of the Public Safety Article.

11 SECTION 15. AND BE IT FURTHER ENACTED, That, notwithstanding any other
12 provision of law, including Chapter 716 of the Acts of the General Assembly of 2024,
13 authorization is hereby provided to the Maryland Department of Health to transfer funds
14 amongst budgetary programs in the Department with an approved budget amendment for
15 fiscal years 2025 and 2026.

16 SECTION 16. AND BE IT FURTHER ENACTED, That, notwithstanding any other
17 provision of law, the Governor may appropriate to the Department of Natural Resources
18 up to \$16,400,000 from the Program Open Space State land acquisition fund balance for
19 operating expenses in the Maryland Park Service in fiscal year 2026 only.

20 SECTION 17. AND BE IT FURTHER ENACTED, That, notwithstanding any other
21 provision of law, on or before June 30, 2026, the Governor may transfer to the General Fund
22 \$10,000,000 from the Maternal and Child Health Population Health Improvement Fund
23 established under § 19–210 of the Health – General Article.

24 SECTION 18. AND BE IT FURTHER ENACTED, That, notwithstanding any other
25 provision of law, on or before June 30, 2026, the Governor may transfer to the Behavioral
26 Health Administration within the Maryland Department of Health the following:

27 (1) \$96,654 from the Kidney Disease Fund established under § 13–310.1 of
28 the Health – General Article;

29 (2) \$1,570,750 from the State Board of Physicians Fund established under
30 § 14–207 of the Health – Occupations Article;

31 (3) \$720,938 from the State Board of Examiners for Audiologists, Hearing
32 Aid Dispensers, Speech–Language Pathologists, and Music Therapists Fund established
33 under § 2–206 of the Health – Occupations Article;

34 (4) \$408,218 from the State Board of Social Work Examiners Fund
35 established under § 19–206 of the Health – Occupations Article;

1 (5) \$371,904 from the State Board of Dietetic Practice Fund established
2 under § 5–206 of the Health – Occupations Article;

3 (6) \$332,957 from the State Board of Acupuncture Fund established under
4 § 1A–206 of the Health – Occupations Article;

5 (7) \$284,592 from the State Board of Physical Therapy Examiners Fund
6 established under § 13–207 of the Health – Occupations Article;

7 (8) \$191,016 from the State Board of Examiners in Optometry Fund
8 established under § 11–207 of the Health – Occupations Article; and

9 (9) \$40,699 from the State Board of Chiropractic Examiners Fund
10 established under § 3–206 of the Health – Occupations Article.

11 SECTION 19. AND BE IT FURTHER ENACTED, That:

12 (a) The transportation revenues raised in accordance with the provisions of this
13 Act shall remain allocated within the Maryland Department of Transportation.

14 (b) Notwithstanding § 8–402 of the Transportation Article or any other provision
15 of law, the revenue increases attributable to alterations to the titling tax provisions of this
16 Act may not be credited to the Gasoline and Motor Vehicle Revenue Account.

17 SECTION 20. AND BE IT FURTHER ENACTED, That the Comptroller shall waive
18 any interest or penalty imposed on an individual relating to payment of estimated income
19 tax for calendar year 2025 to the extent that the Comptroller determines that the interest
20 or penalty would not have been incurred but for an increase in the income tax rates for
21 calendar year 2025 under Section 3 of this Act.

22 SECTION 21. AND BE IT FURTHER ENACTED, That Section 2 of this Act shall
23 take effect July 1, 2025.

24 SECTION 22. AND BE IT FURTHER ENACTED, That Section 3 of this Act shall
25 take effect July 1, 2025, and shall be applicable to all taxable years beginning after
26 December 31, 2024.

27 SECTION 23. AND BE IT FURTHER ENACTED, That Sections 4 and 9 of this Act
28 shall take effect July 1, 2026.

29 SECTION 24. AND BE IT FURTHER ENACTED, That Section 5 of this Act shall
30 take effect July 1, 2027, and shall be applicable to all taxable years beginning after
31 December 31, 2027.

32 SECTION 25. AND BE IT FURTHER ENACTED, That Section 10 of this Act shall
33 take effect July 1, 2025, and shall be applicable to persons dying on or after July 1, 2025.

1 Those statutes in effect on June 30, 2025, shall govern the administration, on and after
2 July 1, 2025, of estates of persons who died before July 1, 2025, and shall govern the
3 imposition, rate, administration, collection, enforcement, and distribution, on and after
4 July 1, 2025, of the inheritance tax on property passing from persons who died before July
5 1, 2025.

6 SECTION 26. AND BE IT FURTHER ENACTED, That, except as provided in
7 Sections 21, 22, 23, 24, and 25, of this Act, this Act shall take effect June 1, 2025.