

Report of the Conference Committee on Senate Bill 190

The Budget Bill

March 29, 2016

Mr. President,
Ladies and Gentlemen of the Senate:

Mr. Speaker,
Ladies and Gentlemen of the House of Delegates:

The Conference Committee has reconciled the differences between the House and Senate versions of SB 190 and Supplemental Budgets No. 1, 2, and 3 in which the Senate made total reductions of \$39.4 million and the House made total reductions of \$50.8 million. The Conference Committee made total reductions of \$68.1 million.

The Senate adopted 124 amendments to the budget bill. The House subsequently adopted 58 amendments to the budget bill, as amended by the Senate. The Senate concurred in none of the House amendments. All of these amendments have been reconsidered, and actions taken are indicated in the attached *Report of the Conference Committee*.

The budget expands funding for core State services and priorities including public education, higher education, Medicaid, human services, public safety, and State employee compensation. At the same time, the budget meets the guidelines established by the Spending Affordability Committee (SAC) in December 2015.

The projected general fund balance at the close of fiscal 2017, given the legislative actions on the budget, is \$403.3 million. This is significantly above the SAC recommendation which sought an ending fund balance of at least \$100.0 million. The Rainy Day Fund balance exceeds \$1 billion, again more than meeting the SAC recommendation.

The budget is structurally balanced, with ongoing general fund revenue exceeding ongoing expenditures by \$139 million in fiscal 2017. Growth in total State spending, excluding reserve fund appropriations, is 4.55%. This growth is lower than the 4.85% growth guideline recommended by SAC.

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March 29, 2016
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A description of the Conference Committee's actions pertaining to the budget and the final report of the committee are attached. The Department of Legislative Services has also provided a separate report on the budget with additional data.

Sincerely,

Edward J. Kasemeyer, Chairman
Senate Budget and Taxation Committee

Maggie McIntosh, Chairman
House Appropriations Committee

Report of the Conference Committee on Senate Bill 190

March 29, 2016

Mr. President,
Mr. Speaker,
Ladies and Gentlemen of the General Assembly of Maryland:

The Senate adopted 124 amendments to the original budget bill.

The House adopted 58 amendments to the budget bill, as amended by the Senate.

The Senate rejected all of the House amendments and called for a Conference Committee.

The House refused to recede and agreed to a Conference Committee.

The budget was then referred to the Conference Committee.

Action of the Conference Committee:

The Conference Committee recommends:

1. The adoption of the following House amendments:

1, 3, 10, 17, 20, 24, 26, 36-38, 42, 50, and 53.

2. The rejection of the following House amendments:

4-6, 8, 11-15, 27-28, 30, 33, 39, 44, 46, 48-49, 52, 54, and 57.

3. The action indicated on the following House amendments:

<u>Adopt</u>	<u>Reject</u>	<u>Conference Committee Amendment</u>
.....	2	1
7	2
9	3
16	4
18	5
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21	7
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25	10
29	11
31	12
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41	17
43	18
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.....	51	21
55	22
56	23
.....	58	24

Respectfully submitted,

Edward J. Kasemeyer

Maggie McIntosh

James E. DeGrange, Sr.

Wendell R. Beitzel

George C. Edwards

Tawanna P. Gaines

Nancy J. King

Adrienne A. Jones

Richard S. Madaleno, Jr.

Kirill Reznik

Senate Bill 190

Amendment Description

Payments to Civil Divisions of the State

Amendment 1: The House amends withholding language adding an additional report from Baltimore City and Baltimore City Public Schools. The Conference Committee adopted the House position.

Judiciary

Amendment 2: The House increased turnover. The Conference Committee rejected the House position and added intent language on payment to the Archives from the Land Records Improvement Fund (Conference Committee Amendment 1).

Amendment 3: The House deleted contingency language on the allocation of restricted funds for the District Courts. The Conference Committee adopted the House position.

Amendment 4: The House deleted language that allocated restricted funds. The Conference Committee rejected the House position.

Amendment 5: The House eliminated funding for overtime for contractual bailiffs to provide paid leave time. The Conference Committee rejected the House position.

Amendment 6: The House increased the reduction in operating expenditures for operating expenditures and deleted language allowing allocation of the cut across programs. The Conference Committee rejected the House position.

Maryland Energy Administration

Amendment 7: The House modified language for the Maryland Clean Energy Center grant. The Conference Committee adopted the House position and struck language making the grant contingent on legislation (Conference Committee Amendment 2).

State Board of Elections

Amendment 8: The House restored funding for the Fair Campaign Finance Fund. The Conference Committee rejected the House position.

Amendment Descriptions

Maryland Health Benefit Exchange

Amendment 9: The House restored one vacant position. The Conference Committee adopted the House position and reduced the position cut to zero (Conference Committee Amendment 3).

Comptroller of Maryland

Amendment 10: The House modified funding restricted from Travel and Motor Vehicles for turnover relief. The Conference Committee adopted the House position.

State Department of Assessments and Taxation

Amendment 11: The House deleted language prohibiting expenditures for aerial images. The Conference Committee rejected the House position.

Amendment 12: The House added language making an appropriation contingent on legislation. The Conference Committee rejected the House position.

Amendments 13: The House restored funding for aerial images. The Conference Committee rejected the House position.

Department of Budget and Management

Amendment 14: The House added language to increase turnover. The Conference Committee rejected the House position.

Amendment 15: The House added language to reduce funding for merit-based salary increases for University System of Maryland and Morgan State University. The Conference Committee rejected the House position.

Department of Transportation

Amendment 16: The House amended language on the local share of Highway User Revenues. The Conference Committee adopted the House position and provided capital grant funding at the fiscal 2016 level of \$25 million (Conference Committee Amendment 4).

Amendment Descriptions

State Highway Administration

Amendment 17: The House added language to restrict funding for counties to construct sound barriers. The Conference Committee adopted the House position.

Amendment 18: The House added language to restrict funds for infrastructure improvements to the Greenbelt Metro Station. The Conference Committee adopted the House position and added additional language stating intent (Conference Committee Amendment 5).

Department of Health and Mental Hygiene

Amendment 19: The House added intent language to adjust calendar 2016 rates and set calendar 2017 rates. The Conference Committee rejected the House position and adopted modified language (Conference Committee Amendment 6).

Amendment 20: The House modified the procurer of a report. The Conference Committee adopted the House position.

Department of Human Resources

Amendment 21: The House restricted funding pending receipt of a report. The Conference Committee adopted the House position but restricted less funding (Conference Committee Amendment 7).

Department of Labor, Licensing, and Regulation

Amendment 22: The House increased turnover. The Conference Committee adopted the House position and reduced the turnover increase by 50% (Conference Committee Amendment 8).

Department of Public Safety and Correctional Services

Amendment 23: The House increased restricted funding pending a report. The Conference Committee adopted the House position and reduced the amount restricted (Conference Committee Amendment 9).

Amendment 24: The House deleted language restricting funding pending the submission of a report on the *Duvall v. Hogan* settlement agreement. The Conference Committee adopted the House position.

Amendment Descriptions

Amendment 25: The House added language restricting funds pending submission of a Baltimore City Staffing Analysis Report. The Conference Committee reduced the amount restricted (Conference Committee Amendment 10).

Maryland State Department of Education

Amendment 26: The House added language restricting funding pending a report on funding for prekindergarten special education services. The Conference Committee adopted the House position.

Amendment 27: The House deleted language specifying how P-TECH funding should be distributed. The Conference Committee rejected the House position.

Amendment 28: The House added language making P-TECH funding contingent on legislation establishing P-TECH schools. The Conference Committee rejected the House position.

Amendment 29: The House modified language related to the use of funding for Student Assistance Organization Business Entity Grants by striking it and instead made that funding contingent on legislation establishing a tax credit program for education. The Conference Committee adopted the House position and modified the language to specify the parameters of a Broadening Options and Opportunities for Students Today Program that provides scholarships for eligible students attending nonpublic schools. The Conference Committee also modified language on the operating budget bill as introduced in order to specify a new distribution of nonpublic school learning material funding (Conference Committee Amendment 11).

Amendment 30: The House modified language specifying the amount restricted to be used only for Youth Services Bureaus. The Conference Committee rejected the House position.

Amendment 31: The House added language restricting funds to be used only for family navigator services. The Conference Committee adopted the House position and modified the language to add flexibility and specify the allocation of funding for jurisdictions (Conference Committee Amendment 12).

University System of Maryland Office

Amendment 32: The House increased turnover expectancy. The Conference Committee adopted the House position and partially restored funding (Conference Committee Amendment 13).

Amendment Descriptions

Maryland Higher Education Commission

Amendment 33: The House added language restricting funding pending a report on local maintenance of effort for two community colleges. The Conference Committee rejected the House position.

Higher Education

Amendment 34: The House added a technical amendment. The Conference Committee adopted the House position and made a technical amendment to conform with Amendment 32 (Conference Committee Amendment 14).

Amendment 35: The House added a technical amendment. The Conference Committee adopted the House position and made a technical amendment to conform with Amendment 32 (Conference Committee Amendment 15).

Department of Commerce

Amendment 36: The House added language restricting funds pending an updated report on customer service initiatives. The Conference Committee adopted the House position.

Amendment 37: The House deleted language restricting funds until the department submits a report on activities in the newly created Office of BioHealth. The Conference Committee adopted the House position.

Amendment 38: The House added language authorizing the transfer of funds so that assistance to early stage biotechnology companies is housed within the Maryland Technology Development Corporation. The Conference Committee adopted the House position.

Amendment 39: The House deleted a long-term vacant position. The Conference Committee rejected the House position.

Department of Juvenile Services

Amendment 40: The House added language restricting funds pending a report on the use of shackling and searching of youths in custody. The Conference Committee adopted the House position and reduced the amount of the funds restricted (Conference Committee Amendment 16).

Amendment Descriptions

State Reserve Fund

Amendment 41: The House modified language by reducing the authorized amount for the Governor to transfer by budget amendment for specified purposes. The Conference Committee adopted the House position and increased funding for arts institutions and education institutions (Conference Committee Amendment 17).

Fiscal 2016 Deficiencies

Amendment 42: The House added a technical amendment to correct the special fund amount for employee increments that is contingent on legislation. The Conference Committee adopted the House position.

Amendment 43: The House modified language by specifying two Baltimore City schools for P-TECH planning grants. The Conference Committee adopted the House position and specified that schools will be located in Prince George's County, the Eastern Shore, and Western Maryland (Conference Committee Amendment 18).

Amendment 44: The House added language making funding for P-TECH planning grants contingent on legislation. The Conference Committee rejected the House position.

Amendment 45: The House deleted language restricting funding for the relocation of the University System of Maryland Office (USMO). The Conference Committee rejected the House position and restricted funds to be used only for completion initiatives (Conference Committee Amendment 19).

Amendment 46: The House reduced funding for USMO related to health insurance adjustments. The conference committee rejected the House position.

Amendment 47: The House added a technical amendment. The Conference Committee rejected the House position and made a technical amendment to conform with Amendment 45 (Conference Committee Amendment 20).

Amendment 48: The House added a technical amendment. The Conference Committee rejected the House position.

Amendment 49: The House reduced funds under the Sunny Day Fund for a business retention incentive. The Conference Committee rejected the House position.

Amendment Descriptions

Back of the Bill Sections

Amendment 50: The House modified language limiting appropriations that can be placed into contingency reserve to only those items restricted by the General Assembly. The Conference Committee adopted the House position.

Amendment 51: The House modified language for the Department of Budget and Management by striking requirements for allocating across-the-board reductions and reverting funds above a specified amount in fiscal 2017. The Conference Committee rejected the House position and amended the language to require reversions in excess of \$30 million to be withdrawn by deficiency appropriation (Conference Committee Amendment 21).

Amendment 52: The House modified annual language related to interagency agreements by striking a reporting requirement, adding a requirement for direct service provision by higher education institutions, and limiting the overhead charges paid to higher education institutions. The Conference Committee rejected the House position.

Amendment 53: The House modified language related to the Motor Vehicle Administration and Public Service Commission by striking one of two reports related to compliance with the professional license suspension programs. The Conference Committee adopted the House position.

Amendment 54: The House modified language by striking the use of funds for substance use disorder treatment services and instead specifying that the funds are to be used for specific residential treatment services. The Conference Committee rejected the House position.

Supplemental Budgets

Amendment 55: The House modified language by increasing the number of purposes for which the Maryland Early Graduation Scholarship Program funding in the Maryland Higher Education Commission may be used and specifying that the new purpose is contingent on legislation. The Conference Committee adopted the House position and added another purpose for that funding (Conference Committee Amendment 22).

Amendment 56: The House modified language to reduce the budget committees' review and comment period on a report on a proposed shared human services platform major information technology project. The Conference Committee adopted the House position and reduced the review period to 15 days (Conference Committee Amendment 23).

Amendment Descriptions

State Board of Elections

Amendment 57: The House added intent language and restricted funds to study voter wait times. The Conference Committee rejected the House position.

Amendment 58: The House added language restricting funding for the State Board of Elections to conduct a post-election tabulation audit and requesting a report on the findings of the audit. The Conference Committee rejected the House position and modified the language to only withhold funding until the submission of an audit and a report (Conference Committee Amendment 24).

Fiscal 2017 – Conference Committee Amendment Table

<u>House Reprint Page</u>	<u>House Report Page</u>	<u>Amd No.</u>	<u>Description</u>	<u>Fund Code</u>	<u>Governor's Allowance</u>	<u>Senate Proposed Appropriation</u>	<u>House Proposed Appropriation</u>	<u>Amount at Issue</u>	<u>Conference Appropriation or Action</u>	<u>Legislative Reduction</u>
2	2	1	Payments to Civil Divisions of the State – Modifies language making funds for a disparity grant to Baltimore City contingent on a Baltimore City appropriation and report submission.						Adopt	
5	4	2	Judiciary – Further reduces funds for turnover adjustment.	GF				\$4,982,929	Reject w/ CCA	
5	5	3	Judiciary – Strikes contingent language regarding funding for <i>DeWolfe v. Richmond</i> making any funding over \$10 million a county requirement.						Adopt	
6	6	4	Judiciary – Further reduces funds for District Court operating expenses.	GF				700,000	Reject	
7	7	5	Judiciary – Eliminates funding to provide paid leave for contractual bailiffs.	GF	\$186,629,668	\$186,629,668	\$184,429,668	200,000	Reject	0
7	8	6	Judiciary – Further reduces funds for the Clerks of the Circuit Court operating expenses.	GF				2,322,480	Reject	
15	14	7	Maryland Energy Administration – Modifies language to increase restricted funds for an operating grant to the Maryland Clean Energy Center contingent on the enactment of legislation.						Adopt w/ CCA	
22	23	8	State Board of Elections – Restores funding to the Fair Campaign Finance Fund.	GF	1,823,816	1,032,852	1,823,816	790,964	Reject	\$790,964
27	29	9	Maryland Health Benefit Exchange – Restores 1 vacant position.	SF	24,564,492	24,434,434	24,503,636	69,202	Adopt w/ CCA	0
29	30	10	Comptroller of Maryland – Modifies language restricting funds from travel and motor vehicles to instead provide turnover relief.						Adopt	
32	31	11	State Department of Assessments and Taxation (SDAT) – Strikes language prohibiting funds from being used for aerial imaging.						Reject	

Fiscal 2017 – Conference Committee Amendment Table

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32	31	12	SDAT – Adds language making funds for aerial imaging contingent on legislation.						Reject	
32	32	13	SDAT – Restores funds for aerial imaging.	GF SF	19,213,080 19,213,080	18,113,080 18,113,080	19,213,080 19,213,080	1,100,000 1,100,000	Reject	1,100,000 1,100,000
35	33	14	Department of Budget and Management (DBM) – Reduces funds for turnover adjustment.	GF				353,012	Reject	0
37	33	15	DBM – Reduces funds for merit-based salary increases to the University System of Maryland and Morgan State University to align with the State average.	GF				1,466,143	Reject	0
48	46	16	Maryland Department of Transportation (MDOT) Secretary's Office – Modifies language related to local transportation grants.	SF	53,593,537	53,593,537	53,593,537	0	Adopt w/ CCA	28,593,537
52	51	17	MDOT State Highway Administration (SHA) – Restricts funding for the construction of sound barriers.						Adopt	
52	52	18	MDOT SHA – Restricts funds for the construction of infrastructure improvements to the Greenbelt Metro Station.						Adopt w/ CCA	
82	77	19	DHMH Medical Care Programs Administration (MCPA) – Adds language expressing intent regarding the development of calendar 2016 and 2017 Managed Care Organization rates.						Reject w/ CCA	
84	78	20	DHMH MCPA – Modifies a report on the organization of entry points for health and social services.						Adopt	
94	90	21	Department of Human Resources Family Investment Administration – Restricts funds pending the receipt of a report on the results of a weighted caseload analysis.						Adopt w/ CCA	
97	95	22	Department of Labor, Licensing, and Regulation – Reduces funds for turnover adjustment.	GF SF FF	1,403,721 1,266,994 3,608,669	1,403,721 1,266,994 3,608,669	1,328,436 1,142,870 3,575,444	75,285 124,124 33,225	Adopt w/ CCA	37,643 62,062 16,612

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104	99	23	Department of Public Safety and Correctional Services (DPSCS) Division of Correction – Modifies language restricting funds pending the receipt of reports regarding inmate banking account information.						Adopt w/ CCA	
111	104	24	DPSCS Division of Pretrial Detention (DPD) – Strikes language restricting funds pending the receipt of a report identifying a plan for complying with the final <i>Duvall v. Hogan</i> settlement agreement.						Adopt	
112	105	25	DPSCS DPD – Restricts funds pending the receipt of a Baltimore City staffing analysis.						Adopt w/ CCA	
118	110	26	Maryland State Department of Education (MSDE) Aid to Education – Restricts funds pending the receipt of a report on prekindergarten special education services.						Adopt	
119	111	27	MSDE Aid to Education – Strikes language specifying the distribution of Pathways in Technology Early College High (P-TECH) funding in the 2016-2017 school year.						Reject	
119	112	28	MSDE Aid to Education – Adds language making P-TECH funding contingent on legislation establishing P-TECH schools.						Reject	
125	114	29	MSDE Funding for Educational Organizations – Strikes language related to funding for Student Assistance Organization Business Entity Grants and instead makes funding contingent on legislation establishing an education tax credit.						Adopt w/ CCA	
127	116	30	MSDE Children's Cabinet Interagency Fund – Modifies language restricting funds to be used for the Youth Services Bureaus.						Reject	
127	116	31	MSDE Children's Cabinet Interagency Fund – Restricts funds to be used for family navigator services.						Adopt w/ CCA	
131	123	32	University System of Maryland Office (USMO) – Reduces funds for turnover adjustment.	UF	36,736,841	36,736,841	36,390,143	346,698	Adopt w/ CCA	142,203

Fiscal 2017 – Conference Committee Amendment Table

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131	125	33	Maryland Higher Education Commission – Restricts funds pending the receipt of a report on local maintenance of effort for community colleges.						Reject	
136	130	34	Higher Education – Technical amendment.						Adopt w/ CCA	
137	132	35	Higher Education – Reduces funds for turnover adjustment.	GF	1,390,368,619	1,390,368,619	1,390,124,856	243,763	Adopt w/ CCA	100,000
145	136	36	Department of Commerce (Commerce) – Restricts funds pending the receipt of a report on customer service initiatives.						Adopt	
147	137	37	Commerce – Strikes language restricting funds pending the receipt of a report on the Office of BioHealth.						Adopt	
147	138	38	Commerce – Restricts funds to be transferred to the Maryland Technology Development Corporation to fund grantee support services and database licenses.						Adopt	
147	139	39	Commerce – Deletes 1 long-term vacant position from the Office of BioHealth.	GF	1,678,706	1,678,706	1,483,179	195,527	Reject	0
158	147	40	Department of Juvenile Services – Adds language expressing intent regarding shackling and search policies and restricting funds pending the receipt of a report on the use of restraint and searches.						Adopt w/ CCA	
165	152	41	State Reserve Fund – Modifies language allowing the Governor to transfer certain funds by budget amendment for specified purposes.						Adopt w/ CCA	
174	155	42	DBM Personnel – Technical amendment.						Adopt	
183	156	43	MSDE Aid to Education – Modifies language specifying the distribution of a fiscal 2016 deficiency appropriation for P-TECH schools.						Adopt w/ CCA	
183	156	44	MSDE Aid to Education – Adds language making deficiency funding for P-TECH schools contingent on legislation.						Reject	

Fiscal 2017 – Conference Committee Amendment Table

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184	157	45	USMO – Strikes a restriction on deficiency funding to be used for relocation expenses contingent on legislation.						Reject w/ CCA	
184	157	46	USMO – Reduces deficiency funds consistent with health insurance adjustments.	UF	16,465,448	16,465,448	13,265,448	3,200,000	Reject	0
186	159	47	Higher Education – Technical amendment.						Reject w/ CCA	
186	159	48	Higher Education – Technical amendment.						Reject	
188	161	49	State Reserve Fund – Reduces deficiency funds for a business retention incentive from the Sunny Day Fund.	GF	20,000,000	20,000,000	19,500,000	500,000	Reject	0
189	162	50	Section 2 – Modifies annual language limiting appropriations that can be placed into contingency reserve to only those items restricted by the General Assembly.						Adopt	
214	172	51	Section 28 – Modifies language to remove requirements for allocating across-the-board reductions and requirements for fund reversions above a specified amount.						Reject w/ CCA	
214	174	52	Section 29 – Modifies annual language regarding interagency agreements to require higher education institutions to provide direct services and limit overhead charges to 20% of direct service costs for new contracts.						Reject	
223	188	53	Section 42 – Modifies language regarding compliance with the Professional License Suspension Program to remove a reporting requirement.						Adopt	
225	191	54	Section 44 – Modifies language restricting funds to be used for a specified substance use disorder treatment service.						Reject	
232	195	55	Maryland Higher Education Commission – Modifies language restricting funds for creation of a new scholarship program to specified purposes.						Adopt w/ CCA	

Fiscal 2017 – Conference Committee Amendment Table

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246	202	56	Department of Information Technology – Modifies language restricting funds until receipt of a report on the Shared Human Services Platform major information technology project.						Adopt w/ CCA	
Floor Amendment		57	State Board of Elections – Adds language expressing intent regarding voter waiting times, restricting funds to conduct a voter waiting time study, and restricting funds until receipt of the voter waiting time study.						Reject	
Floor Amendment		58	State Board of Elections – Adds language restricting funds to conduct a post-election audit and requesting that the audit report be submitted to the budget committees.						Reject w/ CCA	

Conference Committee Amendments

Conference Committee Amendment No. 1

On page 5 of the Committee Reprint, under the heading Judiciary, reject Amendment 2, and following line 17 insert “Further provided that it is the intent of the General Assembly that the Judiciary provide to the Maryland State Archives the remaining \$2,500,000 in funds from the Land Records Improvement Fund under the fiscal 2016 Memorandum of Understanding between the two departments. It is also the intent of the General Assembly that the Judiciary provide \$5,000,000 from the Land Records Improvement Fund to the Maryland State Archives in fiscal 2017.”.

Conference Committee Amendment No. 2

On page 15 of the Committee Reprint, under the heading Maryland Energy Administration, in program D13A13.01 General Administration, adopt Amendment 7, and strike beginning with “Further” in line 35 down through and including “Administration” in line 11 on page 16 and substitute “Further provided that \$3,300,000 of this appropriation made for the purpose of General Administration may not be expended for that purpose but instead may be used only for a grant to the Maryland Clean Energy Center for operating support and assistance. Funds not expended for this restricted purpose may not be transferred by budget amendment or otherwise to any other purpose and shall be canceled”.

Conference Committee Amendment No. 3

On page 27 of the Committee Reprint, under the heading Maryland Health Benefit Exchange, in program D78Y01.01 Maryland Health Benefit Exchange, adopt Amendment 9, and in line 5 strike “24,503,636” and substitute “24,564,492”; and in line 8 strike “50,776,874” and substitute “50,837,730”.

Conference Committee Amendment No. 4

On page 48 of the Committee Reprint, under the heading The Secretary’s Office, in program J00A01.03 Facilities and Capital Equipment, adopt Amendment 16, and in line 3 strike “5,544,159” and substitute “2,000,000”; and in line 4 strike “27,720,795” and substitute “4,000,000”; and in line 5 strike “20,328,583” and substitute “19,000,000”; and in line 6 strike “\$27,720,795” and substitute “\$4,000,000”; and in line 8 strike “\$20,328,583” and substitute “\$19,000,000”; and on page 49 strike beginning with “Further provided” in line 10 down through and including “Revenues” in line 21; and in line 21 strike “91,916,778” and substitute “63,323,241”; and in line 22 strike “143,470,778” and substitute “114,877,241”.

Conference Committee Amendment No. 5

On page 52 of the Committee Reprint, under the heading State Highway Administration, in program J00B01.01 State System Construction and Equipment, adopt Amendment 18, and following line 18 insert “It is the intent of the General Assembly that the Project Information Form for the interchange at the Greenbelt Metro Station be revised for the fiscal 2018-2022 Consolidated Transportation Program to include six-year funding for the interchange and infrastructure improvements at the Greenbelt Metro Station site at a level of at least \$170 million.”; and in line 42 following “location for the” insert “headquarters for the”; and on page 53, in line 1 following “Investigation.” insert “These funds may only be expended for this restricted purpose if the Greenbelt Metro Station site is selected as the Federal Bureau of Investigation headquarters location.”.

Conference Committee Amendment No. 6

On page 82 of the Committee Reprint, under the heading Medical Care Programs Administration, in program M00Q01.03 Medical Care Provider Reimbursements, reject Amendment 19, and following line 14 insert “The General Assembly is concerned about the substantial operating losses sustained by the Managed Care Organizations during calendar 2015 due to changes in the State enrollment and re-enrollment process and other factors. It is the intent of the General Assembly that the Department of Health and Mental Hygiene shall consider any data provided by the Managed Care Organizations and their outside actuary, calendar 2015 financial statements filed with the Maryland Insurance Administration, and any appropriate data from other sources:

- (1) to recognize the factors which resulted in the calendar 2015 losses; and
- (2) to the extent that these same factors continue to undermine the soundness of the current calendar 2016 rates:
 - (a) make an appropriate calendar 2016 mid-year rate adjustment (including potential adjustments retroactive to January 1, 2016); and
 - (b) inform calendar 2017 rates in order to bring financial stability to the HealthChoice program; place the Managed Care Organizations on a sound financial footing; and allow for enrollee access to services, improvement in the quality of care, and continued wide plan choice.”

Conference Committee Amendments

Conference Committee Amendment No. 7

On page 94 of the Committee Reprint, under the heading Family Investment Administration, in program N00I00.04 Director's Office, adopt Amendment 21, and in line 3 strike "\$250,000" and substitute "\$100,000".

Conference Committee Amendment No. 8

On page 97 of the Committee Reprint, under the heading Division of Administration, in program P00B01.03 Office of Budget and Fiscal Services, adopt Amendment 22, and in line 11 strike "1,328,436" and substitute "1,366,079"; and in line 13 strike "1,142,870" and substitute "1,204,932"; and in line 15 strike "3,575,444" and substitute "3,592,056" and strike "6,046,750" and substitute "6,163,067".

Conference Committee Amendment No. 9

On page 104 of the Committee Reprint, under the heading Division of Correction – Headquarters, in program Q00B01.01 General Administration, adopt Amendment 23, and in line 7 strike "\$250,000" and substitute "\$125,000".

Conference Committee Amendment No. 10

On page 112 of the Committee Reprint, under the heading Division of Pretrial Detention, in program Q00T04.09 General Administration, adopt Amendment 25, and in line 8 strike "\$500,000" and substitute "\$200,000".

Conference Committee Amendment No. 11

On page 125 of the Committee Reprint, under the heading Funding for Educational Organizations, in program R00A03.05 Student Assistance Organization Business Entity Grants, adopt Amendment 29, and in line 23 strike beginning with "provided" down through and including "education" in line 26 and substitute "provided that this appropriation may not be expended as provided in the budget as introduced. This appropriation shall be canceled at the end of the fiscal year unless expended for the program and in the manner specified below:

Broadening Options and Opportunities for Students Today

Provided that this appropriation shall be for a Broadening Options and Opportunities for Students Today (BOOST) Program that provides scholarships for students who are eligible for the free or

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reduced price lunch program to attend eligible nonpublic schools. The Maryland State Department of Education (MSDE) shall administer the grant program in accordance with the following guidelines:

- (1) To be eligible to participate in the BOOST Program, a nonpublic school must:
 - (a) participate in Program R00A03.04 Aid to Non-Public Schools Program for textbooks and computer hardware and software administered by MSDE;
 - (b) provide more than only prekindergarten and kindergarten programs;
 - (c) administer assessments to all students in accordance with federal and State law; and
 - (d) comply with Title VI of the Civil Rights Act of 1964 as amended, Title 20, Subtitle 6 of the State Government Article, and not discriminate in student admissions on the basis of race, color, national origin, or sexual orientation. Nothing herein shall require any school or institution to adopt any rule, regulation, or policy that conflicts with its religious or moral teachings. However, all participating schools must agree that they will not discriminate in student admissions on the basis of race, color, national origin, or sexual orientation. If a nonpublic school does not comply with these requirements, it shall reimburse MSDE all scholarship funds received under the BOOST Program and may not charge the student tuition and fees instead. The only other legal remedy for violation of this provision is ineligibility for participating in the BOOST Program.
- (2) MSDE shall establish procedures for the application and award process for scholarships for students who are eligible for the free or reduced-price lunch program. The procedures shall include consideration for award adjustments if an eligible student becomes ineligible during the course of the school year.
- (3) MSDE shall compile and certify a list of applicants that ranks eligible students by family income expressed as a percent of the most recent federal poverty levels.
- (4) MSDE shall submit the ranked list of applicants to the BOOST Advisory Board.
- (5) There is a BOOST Advisory Board that shall be appointed as follows: 2 members appointed by the Governor, 2 members appointed by the President of the Senate, 2 members appointed by the Speaker of the House of Delegates, and 1 member jointly appointed by the President and the Speaker to serve as the chair. A member of the BOOST Advisory Board may not be an elected official and may not have any financial interest in an eligible nonpublic school.
- (6) The BOOST Advisory Board shall review and certify the ranked list of applicants and shall determine the scholarship award amounts.

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- (7) MSDE shall make scholarships awards to eligible students as determined by the BOOST Advisory Board.
- (8) The amount of a scholarship award may not exceed the lesser of:
 - (a) the statewide average per pupil expenditure by local education agencies, as calculated by MSDE; or
 - (b) the tuition of the nonpublic school.

Further provided that up to \$150,000 of the appropriation may be used by MSDE to cover the reasonable costs of administering the BOOST Program.

Further provided that MSDE shall submit a report to the budget committees by December 15, 2016, that includes the number of students that received scholarships, the amount of the scholarships, and the nonpublic schools that the students are attending. The report must also include the number of certified and noncertified teachers in core subject areas for each nonpublic school participating in the BOOST Program”; and on page 123 of the Committee Reprint, under the heading Funding for Educational Organizations, in program R00A03.04 Aid to Non-Public Schools, in line 14 following “where” strike beginning with “at” down through and including “students” in line 15 and substitute “from 20% to 40% of the students”; and in line 17 following “student” insert “, and at schools where more than 40% of the students are eligible for the free or reduced-price lunch program there shall be a distribution of \$155 per student”.

Conference Committee Amendment No. 12

On page 127 of the Committee Reprint, under the heading Children’s Cabinet Interagency Fund, in program R00A04.01 Children’s Cabinet Interagency Fund, adopt Amendment 31, and in line 22 following “fund” strike “family navigator” and substitute “navigation or case management”; and in line 23 following “services.” insert “Appropriations shall be distributed in the following amounts:

(a)	<u>Allegany</u>	<u>68,994</u>
(b)	<u>Anne Arundel</u>	<u>91,069</u>
(c)	<u>Baltimore City</u>	<u>126,847</u>
(d)	<u>Baltimore</u>	<u>131,903</u>
(e)	<u>Calvert</u>	<u>65,583</u>
(f)	<u>Caroline</u>	<u>32,900</u>
(g)	<u>Carroll</u>	<u>78,858</u>
(h)	<u>Charles</u>	<u>43,778</u>
(i)	<u>Frederick</u>	<u>48,136</u>
(j)	<u>Garrett</u>	<u>26,675</u>

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<u>(k)</u>	<u>Harford</u>	<u>109,028</u>
<u>(l)</u>	<u>Howard</u>	<u>64,800</u>
<u>(m)</u>	<u>Kent</u>	<u>50,000</u>
<u>(n)</u>	<u>Montgomery</u>	<u>120,000</u>
<u>(o)</u>	<u>Prince George's</u>	<u>75,321</u>
<u>(p)</u>	<u>Queen Anne's</u>	<u>33,965</u>
<u>(q)</u>	<u>St. Mary's</u>	<u>72,043</u>
<u>(r)</u>	<u>Talbot</u>	<u>31,450</u>
<u>(s)</u>	<u>Wicomico</u>	<u>115,000</u>
<u>(t)</u>	<u>Worcester</u>	<u>110,876</u>
<u>(u)</u>	<u>Competitive</u>	<u>168,689</u> ".

Conference Committee Amendment No. 13

On page 131 of the Committee Reprint, under the heading University System of Maryland Office, in program R30B36.00 University System of Maryland Office, adopt Amendment 32, and in line 12 strike "36,390,143" and substitute "36,594,638"; and in line 14 strike "38,890,143" and substitute "39,094,638".

Conference Committee Amendment No. 14

On page 136 of the Committee Reprint, under the heading Higher Education, in program R75T00.01 Support for State Operated Institutions of Higher Education, adopt Amendment 34, and in line 2 strike "29,386,636" and substitute "29,530,399"; and in line 6 strike "1,239,281,281" and substitute "1,239,425,044".

Conference Committee Amendment No. 15

On page 137 of the Committee Reprint, under the heading Higher Education, in program R75T00.01 Support for State Operated Institutions of Higher Education, adopt Amendment 35, and in line 28 strike "1,390,124,856" and substitute "1,390,268,619"; and on page 138 in line 45 strike "1,464,887,989" and substitute "1,465,031,752".

Conference Committee Amendment No. 16

On page 158 of the Committee Reprint, under the heading Office of the Secretary, in program V00D01.01 Office of the Secretary, adopt Amendment 40, and in line 5 strike "\$1,500,000" and substitute "\$1,000,000".

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Conference Committee Amendment No. 17

On page 165 of the Committee Reprint, under the heading State Reserve Fund, in program Y01A01.01 Revenue Stabilization Account, adopt Amendment 41, and in line 4 strike “\$78,959,234” and substitute “\$79,959,234”; and on page 166 in line 14 strike “\$1,500,000” and substitute “\$500,000”; and on page 167 in line 2 following “Article” insert “, provided that funds may only be spent on costs that were eligible under the rules and regulations governing the program that were in effect on January 1, 2016”; and in line 26 strike “and”; and in line 31 following “Program” insert “;

- (12) \$200,000 for the National Great Blacks in Wax Museum;
- (13) \$300,000 for the Maryland Business Roundtable on Education;
- (14) \$175,000 for the Maryland Humanities Council;
- (15) \$37,500 for Arts Everyday;
- (16) \$37,500 for 901 Arts;
- (17) \$250,000 for the Maryland Center for Construction Education and Innovation; and
- (18) \$1,000,000 as a grant to the Baltimore City Health Department to fund the operation of the Baltimore City Safe Streets Program”.

Conference Committee Amendment No. 18

On page 183 of the Committee Reprint, under the heading Aid to Education, in program R00A02.13 Innovative Programs, adopt Amendment 43, and in line 11 following “School” insert “, two P-TECH schools in Prince George’s County, one on the Eastern Shore, and one in Western Maryland”.

Conference Committee Amendment No. 19

On page 184 of the Committee Reprint, under the heading University System of Maryland Office, in program R30B36.06 Institutional Support, reject Amendment 45, and strike beginning with “, contingent” in line 21 down through and including “1607,” in line 22; and strike beginning with “shall” in line 22 down through and including “funds” in line 26.

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Conference Committee Amendment No. 20

On page 186 of the Committee Reprint, under the heading Higher Education Institutions, in program R75T00.01 Support for State Operated Institutions of Higher Education, reject Amendment 47, and strike beginning with “contingent” in line 16 down through and including “1607,” in line 17; and strike beginning with “shall” in line 18 down through and including “funds” in line 21.

Conference Committee Amendment No. 21

On page 214 of the Committee Reprint, under the heading Section 28, reject Amendment 51, and in line 9 strike beginning with “for fiscal 2017” down through and including “fiscal 2018 budget bill.” in line 13 and substitute “for the purposes of developing Appendix A in the Maryland Budget Highlights for fiscal 2018, the Governor may not reflect more than \$30,000,000 in general fund reversions for fiscal 2017. For appropriations approved in this Act that are determined to be in excess of the needs of any agency or program above the aggregate estimate of \$30,000,000 in reversions, the fiscal 2018 budget bill should include negative deficiencies.”.

Conference Committee Amendment No. 22

On page 233 of the Committee Reprint, under the heading Maryland Higher Education Commission, in program R62I00.40 Maryland Early Graduation Scholarship Program, adopt Amendment 55, and in line 36 strike “and” and substitute “(5) \$300,000 to Program R00A02.13 Innovative Programs within the Maryland State Department of Education to be used to support early college high schools that allow students to earn an associate’s degree or credential alongside a high school diploma in four years; and (6) \$1,590,000 transferred to Program R62I00.10 Educational Excellence Awards Program to be used for need-based student financial aid. If funding is provided to any of the programs in paragraphs (2), (3), (4), or (5) in a supplemental budget, the funds restricted in paragraphs (2), (3), (4), or (5) may also be transferred to the Education Excellence Awards Program.”; and in line 37 strike beginning with “\$1,890,000” down through and including “Program.” in line 5 on page 234.

Conference Committee Amendment No. 23

On page 246 of the Committee Reprint, under the heading Department of Information Technology, in program F50A01.01 Major Information Technology Development Project Fund, adopt Amendment 56, and in line 34 strike “30” and substitute “15”.

Conference Committee Amendment No. 24

Reject Amendment 58 (House floor amendment SB0190/443123/1); and on page 21 of the Committee Reprint, under the heading State Board of Elections, in program D38I01.01 General Administration, following “Appropriation” in line 30 insert “, provided that \$50,000 of this appropriation made for the purpose of administration may not be expended until a post-election tabulation audit following the 2016 general election utilizing the voter-verifiable paper records provided by the State’s new optical scan voting system or electronic images of the voter verifiable paper records is completed and the State Board of Elections (SBE) submits a report that includes:

- (1) a detailed description of the post-election tabulation audit performed after the 2016 general election;
- (2) the manner in which the public was permitted to comment on the audit procedures before the audit, observe the audit, and comment on the conduct and results of the audit after the audit is complete;
- (3) the cause of any discrepancies revealed by the audit and how any discrepancies revealed by the audit were resolved;
- (4) the final results of the audit for each contest that is audited;
- (5) the calculated risk that the reported outcome of each audited contest is incorrect;
- (6) the cost of the audit;
- (7) if an audit is conducted using electronic images of voter-verifiable paper records, how the electronic images were used to validate the election results and why hand and eye inspection of actual voter-verified paper ballots is not necessary to reliably determine the intent of the voters; and
- (8) how SBE plans to conduct post-election tabulation audits in future elections.

The report shall be submitted by December 31, 2016 to the House Appropriations Committee, House Ways and Means Committee, Senate Budget and Taxation Committee, and Senate Education, Health, and Environmental Affairs Committee. The committees shall have 45 days to review and comment. Funds restricted pending the submission of a report may not be transferred by budget amendment or otherwise to any other purpose and shall revert to the General Fund if the report is not submitted”.