

Report of the Conference Committee on HB 102

The Capital Budget Bill

April 11, 2009

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

The report of the Conference Committee on HB 102 – the Maryland Consolidated Capital Bond Loan of 2009 is submitted for your review.

The House adopted 60 amendments to the original bill. The Senate adopted 33 committee amendments and 1 floor amendment to the bill as amended by the House. The House rejected all of the Senate amendments and called for a Conference Committee. The Senate refused to recede and agreed to a Conference Committee. The Conference Committee worked to reconcile the differences between the House and Senate versions of the bill.

Action of the Conference Committee:

The Conference Committee recommends the authorization of \$1.11 billion in new State debt. Moreover, the Conference Committee recommends:

1. The adoption of the following Senate amendments:
3, 4, 6-8, 12-29, 31-33, and floor amendment number 1
2. The rejection of the following Senate amendments:
2, 9

3. The action indicated on the following Senate amendments:

<u>Adopt</u>	<u>Reject</u>	<u>Conference Committee Amendment</u>
1		1
5		3
10		5
11		6
30		9

4. The Conference Committee also adopted Conference Committee amendments:

2, 4, 7, 8, 10, and 11

Attached is a listing of the approved projects.

Respectfully submitted,

Senator James E. DeGrange, Sr.

Delegate Adrienne A. Jones

Senator Ulysses Currie

Delegate Norman H. Conway

Senator Nathaniel J. McFadden

Delegate Melony G. Griffith

Senator Edward J. Kasemeyer

Delegate Tawanna P. Gaines

Senator Donald F. Munson

Delegate Wendell R. Beitzel

Maryland Consolidated Capital Bond Loan of 2009

Allowance	Authorization	Difference
-----------	---------------	------------

Budget Code	Project Title	GO Bond	Revenue	GO Bond	Revenue	GO Bond	Revenue
DA02.01A	DOD: Accessibility Modifications	\$1,600,000	\$0	\$1,600,000	\$0	\$0	0
DA07A	Aging: Senior Centers Grant Program	1,880,000	0	1,683,000	0	-197,000	0
DB01A	HSMCC: MD Heritage Interpretive Center	816,000	0	816,000	0	0	0
DE02.01A	BPW: Lowe House Building Alterations	7,462,000	0	4,000,000	0	-3,462,000	0
DE02.01B	BPW: State House Old House Chamber	3,136,000	0	3,136,000	0	0	0
DE02.01C	BPW: DGS Facilities Renewal Fund	10,403,000	0	10,403,000	0	0	0
DE02.01D	BPW: DGS Asbestos Abatement Program	2,000,000	0	2,000,000	0	0	0
DE02.01E	BPW: DGS Underground Storage Tank Program	1,368,000	0	1,368,000	0	0	0
DE02.01F	BPW: Catonsville District Court	350,000	0	350,000	0	0	0
DE02.01G	BPW: Rockville District Court	17,990,000	0	17,990,000	0	0	0
DE02.02A	Public School Construction	260,000,000	0	260,000,000	0	0	0
DE02.02B	Relocatable Classrooms	250,000	0	250,000	0	0	0
DE02.02C	Aging Schools Program	0	0	6,108,986	0	6,108,986	0
D50H01.04	Military Department: Salisbury Armory	5,701,000	0	5,701,000	0	0	0
DW01.08A	MDP: Jefferson Patterson – Riverside Trails	1,876,000	0	1,876,000	0	0	0
DW01.10A	MDP: MD Historical Trust Loan Program	150,000	0	150,000	0	0	0
FB04A	DoIT: High Speed Data Network	950,000	0	950,000	0	0	0
FB04B	DoIT: Public Safety Communications System	10,000,000	0	7,500,000	0	-2,500,000	0
KA05A	DNR: Community Parks and Playgrounds	5,000,000	0	5,000,000	0	0	0
KA05B	DNR: Rural Legacy Program	5,000,000	0	0	0	-5,000,000	0
KA05C	DNR: Capital Development Projects	0	0	4,569,877	0	4,569,877	0
KA05D	DNR: Rural Legacy Program	0	0	11,812,252	0	11,812,252	0
KA05E1	DNR: Program Open Space – Declaration	0	0	71,300,000	0	71,300,000	0
KA05F	DNR: Capital Development Projects	0	0	6,159,107	0	6,159,107	0
KA17A	DNR: Blue Crab Program	3,000,000	0	3,000,000	0	0	0
L00A12.13	MDA: Tobacco Transition Program	5,000,000	0	5,000,000	0	0	0
LA15A	MDA: Agricultural Cost-Share Program	7,000,000	0	7,000,000	0	0	0
LA15B	MDA: Agricultural Land Preservation	0	0	12,999,780	0	12,999,780	0
MA01A	DHMH: Community Health Facilities	8,414,000	0	8,414,000	0	0	0
MF03A	DHMH: Deer's Head Center – Kidney Dialysis Unit	608,000	0	608,000	0	0	0
MF05A	DHMH: New Forensic Medical Center	2,846,000	0	2,846,000	0	0	0
MJ02A	DHMH: New Public Health Lab	0	0	6,450,000	0	6,450,000	0
ML01A	DHMH: Patient Safety Improvements	2,500,000	0	4,000,000	0	1,500,000	0

Budget Code	Project Title	Allowance		Authorization		Difference	
		GO Bond	Revenue	GO Bond	Revenue	GO Bond	Revenue
Q00A01.05	DPSCS: Jessup Community Correctional Facility	13,224,000	0	13,224,000	0	0	0
QB08.01A	DPSCS: WCI Vocational Education Building	11,166,000	0	11,166,000	0	0	0
QB08.01B	DPSCS: WCI Rubble Landfill Closure Cap	1,815,000	0	1,815,000	0	0	0
QB08.02A	DPSCS: NBCI – MCE Upholstery Plant	7,561,000	0	6,845,000	0	-716,000	0
QD00A	DPSCS: Patuxent Inst. Fire Safety Improvements	11,881,000	0	11,881,000	0	0	0
QG00A	DPSCS: Public Safety Training Center Rifle Range	0	0	1,172,000	0	1,172,000	0
QP00A	DPSCS: BCDC Women’s Detention Center	5,959,000	0	5,959,000	0	0	0
QP00B	DPSCS: BCDC Youth Detention Facility	11,800,000	0	11,800,000	0	0	0
RA01A	MSDE: County Public Library Grants	5,000,000	0	5,000,000	0	0	0
RA01B	Western Maryland Regional Library	0	0	5,000,000	0	5,000,000	0
RA01C	State Library Resource Center	0	0	1,550,000	0	1,550,000	0
RB21A	UMB: Pharmacy Hall Addition	16,362,000	0	13,756,305	0	-2,605,695	0
RB22A	UMCP: Physical Sciences Complex – Phase I	5,818,000	0	4,618,000	0	-1,200,000	0
RB22B	UMCP: MD Fire and Rescue Institute	0	0	7,700,000	0	7,700,000	0
RB23A	BSU: Campuswide Site Improvements	3,237,000	0	3,237,000	0	0	0
RB23B	BSU: New Fine and Performing Arts Building	25,028,000	9,000,000	25,028,000	9,000,000	0	0
RB24A	TU: New College of Liberal Arts Complex	34,725,000	1,000,000	34,725,000	1,000,000	0	0
RB27A	CSU: New Physical Education Complex	231,000	0	0	0	-231,000	0
RB27B	CSU: New Science and Technology Center	9,745,000	0	9,745,000	0	0	0
RB27C	CSU: Data Center Expansion	2,371,000	0	2,371,000	0	0	0
RB28A	UB: New Law School	5,416,000	0	5,416,000	0	0	0
RB29A	SU: New Perdue School of Business	42,298,000	0	28,000,000	0	-14,298,000	0
RB36rb	USM: Facility Renewal	0	17,000,000	0	17,000,000	0	0
RC00A	BCCC: Main Building Renovation – Liberty	3,214,000	0	3,214,000	0	0	0
RD00A	SMC: Anne Arundel Hall Reconstruction	1,685,000	0	1,685,000	0	0	0
RE01A	MD School for Deaf – Bus Loop and Parking	205,000	0	205,000	0	0	0
RE01B	MD School for Deaf – New Cafeteria	5,284,000	0	5,284,000	0	0	0
RE01C	MD School for Deaf – Parking/Athletic Field	1,487,000	0	1,487,000	0	0	0
RI00A	MHEC: Community College Const. Grant	84,332,000	0	84,332,000	0	0	0
RM00A	MSU: Campuswide Utilities Upgrade	5,264,000	0	5,264,000	0	0	0
RM00B	MSU: Campuswide Site Improvements	6,321,000	0	6,321,000	0	0	0
RM00C	MSU: Montebello and Northwood Demolition	2,185,000	0	2,185,000	0	0	0
RM00D	MSU: Lillie Carroll Jackson Museum	2,763,000	0	2,763,000	0	0	0
RM00E	MSU: New Center for Built Environment	27,370,000	0	27,370,000	0	0	0
RM00F	MSU: New School of Business Complex	3,052,000	0	942,794	0	-2,109,206	0
RQ00A	UMMS: R Adams Cowley Shock Trauma Ctr.	13,500,000	0	13,500,000	0	0	0

Budget Code	Project Title	Allowance		Authorization		Difference	
		GO Bond	Revenue	GO Bond	Revenue	GO Bond	Revenue
RQ00B	UMMS: R Adams Cowley Shock Trauma Ctr. II	0	0	15,000,000	0	15,000,000	0
SA24A	DHCD: Community Legacy Program	6,500,000	0	4,200,000	0	-2,300,000	0
S00A24B	DHCD: Neighborhood Business Development	900,000	0	0	0	-900,000	0
S00A25A	DHCD: Rental Housing Programs	2,900,000	0	2,900,000	0	0	0
SA25B	DHCD: Partnership Rental Housing Program	6,000,000	0	6,000,000	0	0	0
S00A25C	DHCD: Homeownership Programs	2,800,000	0	2,800,000	0	0	0
SA25D	DHCD: Shelter and Transitional Housing Facilities	1,500,000	0	1,500,000	0	0	0
S00A25E	DHCD: Special Loan Programs	1,850,000	0	1,850,000	0	0	0
U00A01.11A	MDE: Chesapeake Bay Restoration – ENR	0	80,000,000	0	80,000,000	0	0
UA01A	MDE: MD Water Quality Loan Program	3,292,000	0	3,292,000	0	0	0
UA01B	MDE: Drinking Water Loan Program	2,242,000	0	2,242,000	0	0	0
UA04A(1)	MDE: CBWQ Nutrient Removal – BNR	22,000,000	0	16,000,000	0	-6,000,000	0
UA04A(2)	MDE: Supplemental Assistance Program	5,000,000	0	5,000,000	0	0	0
UA04A(3)	MDE: Small Creeks and Estuaries Restoration	969,000	0	969,000	0	0	0
UA04A(4)	MDE: Stormwater Pollution Control	531,000	0	531,000	0	0	0
UA04B	MDE: Water Supply Assistance Program	2,500,000	0	2,500,000	0	0	0
UB00A1	MES: Water/Sewer Infrastructure – Charlotte Hall	210,000	0	210,000	0	0	0
UB00A2	MES: Water/Sewer Infrastructure – Cheltenham	337,000	0	337,000	0	0	0
UB00A3	MES: Water/Sewer Infrastructure – Eastern Pre-Release	440,000	0	440,000	0	0	0
UB00A4	MES: Water/Sewer Infrastructure – Elk Neck	1,151,000	0	1,151,000	0	0	0
UB00A5	MES: Water/Sewer Infrastructure – Jessup	4,459,000	0	4,459,000	0	0	0
UB00A6	MES: Water/Sewer Infrastructure – MCI-H	438,000	0	438,000	0	0	0
UB00A7	MES: Water/Sewer Infrastructure – Southern Pre-Release	198,000	0	198,000	0	0	0
VD01A	DJS: Juvenile Services Facilities Grant Program	430,000	0	0	0	-430,000	0
VD01B	DJS: Baltimore City Juvenile Treatment Center	4,000,000	0	4,000,000	0	0	0
VE01A	DJS: Cheltenham – New Detention Center	2,547,000	0	2,547,000	0	0	0
WA01A	DSP: Headquarters Building K	1,665,000	0	1,665,000	0	0	0
WA01B	DSP: State Police Helicopter Replacement	40,000,000	0	52,500,000	0	12,500,000	0
WA01C	DSP: Hagerstown Barrack and Garage	15,050,000	0	10,050,000	0	-5,000,000	0
Z00A	Misc: Charles E. Smith Life Communities	650,000	0	650,000	0	0	0
Z00B	Misc: East Baltimore Biotechnology Park	5,000,000	0	5,000,000	0	0	0
Z00C	Misc: Forbush School	2,500,000	0	2,500,000	0	0	0
Z00D	Misc: GREEN HOUSE at Stadium Place	4,500,000	0	4,500,000	0	0	0
Z00E	Misc: Housing and Resource Center	2,000,000	0	2,000,000	0	0	0
Z00F	Misc: MDTA: InterCounty Connector (ICC)	146,900,000	0	55,000,000	0	-91,900,000	0
Z00G	Misc: Jewish Council for Aging – Headquarters	275,000	0	275,000	0	0	0

Budget Code	Project Title	Allowance		Authorization		Difference	
		GO Bond	Revenue	GO Bond	Revenue	GO Bond	Revenue
Z00H	Misc: Jewish Foundation for Group Homes	75,000	0	75,000	0	0	0
Z00I	Misc: JHU Cardiovascular and Critical Care Tower	7,000,000	0	7,000,000	0	0	0
Z00J	Misc: JHU Pediatric Trauma Center	10,000,000	0	10,000,000	0	0	0
Z00K	Misc: Kennedy Krieger – Inpatient Clinical Research	2,000,000	0	2,000,000	0	0	0
Z00L	Misc: Lyric Opera House – Stage House Expansion	1,500,000	0	1,500,000	0	0	0
Z00M	Misc: Maryland Hall for the Creative Arts	500,000	0	500,000	0	0	0
Z00Q	Misc: National Children’s Museum	5,000,000	0	1,500,000	0	-3,500,000	0
Z00R	Misc: Park Heights Revitalization	3,000,000	0	1,500,000	0	-1,500,000	0
Z00S	Misc: Robert E. Lee Park	3,000,000	0	3,000,000	0	0	0
Z00T	Misc: Sinai Hospital – Pediatric Wing	5,000,000	0	2,500,000	0	-2,500,000	0
Z00U	Misc: St. Ann’s Infant and Maternity Home	750,000	0	750,000	0	0	0
Z00V	Misc: WestSide Revitalization	5,000,000	0	2,000,000	0	-3,000,000	0
Z00W	Misc: Linthicum Veterans Memorial	0	0	185,000	0	185,000	0
ZA00X	Misc: Knights of St. John Woodville School	0	0	225,000	0	225,000	0
ZA00Y	Misc: East Campus Redevelopment	0	0	5,000,000	0	5,000,000	0
ZA00Z	Misc: Garrett College Athletic and Recreation Ctr.	0	0	3,000,000	0	3,000,000	0
ZA00AA	Misc: Maryland Science Center	0	0	300,000	0	300,000	0
8 ZA00AB	Misc: Anne Arundel Community College Turf Field	0	0	1,000,000	0	1,000,000	0
ZA01A	MHA: Kennedy Krieger Institute	600,000	0	600,000	0	0	0
ZA01B	MHA: Sinai Hospital of Baltimore, Inc.	260,000	0	260,000	0	0	0
ZA01C	MHA: Calvert Memorial Hospital	800,000	0	800,000	0	0	0
ZA01D	MHA: Civista Medical Center, Inc.	90,000	0	90,000	0	0	0
ZA01E	MHA: Upper Chesapeake Health System, Inc.	600,000	0	600,000	0	0	0
ZA01F	MHA: Howard County General Hospital	250,000	0	250,000	0	0	0
ZA01G	MHA: Chester River Hospital Center	330,000	0	330,000	0	0	0
ZA01H	MHA: St. Mary’s Hospital	1,800,000	0	1,800,000	0	0	0
ZA01I	MHA: Atlantic General Hospital	270,000	0	270,000	0	0	0
ZA01N	MICUA: Baltimore International College	2,750,000	0	3,000,000	0	250,000	0
ZA01O	MICUA: College of Notre Dame of MD	3,000,000	0	3,500,000	0	500,000	0
ZA01P	MICUA: Capitol College	2,250,000	0	2,500,000	0	250,000	0
ZA02	Legislative Initiative Grants	15,000,000	0	15,000,000	0	0	0
ZB02A	Local Jails: Cecil County Correctional Facility	9,857,000	0	9,857,000	0	0	0
ZB02B	Local Jails: Prince George’s 96-Bed Housing Units	7,635,000	0	7,635,000	0	0	0
ZB02C	Local Jails: St. Mary’s Minimum Security Addition	5,514,000	0	0	0	-5,514,000	0

Budget Code	Project Title	Allowance		Authorization		Difference	
		GO Bond	Revenue	GO Bond	Revenue	GO Bond	Revenue
ZF00	Deauthorizations as Introduced	-11,164,000	0	-11,164,000	0	0	0
ZF01	Additional Deauthorizations	0	0	-19,669,101	0	-19,669,101	0
Totals		\$1,110,000,000	\$107,000,000	\$1,110,000,000	\$107,000,000	\$0	\$0

BCCC: Baltimore City Community College

BCDC: Baltimore City Detention Center

BNR: Biological Nutrient Removal

BPW: Board of Public Works

BSU: Bowie State University

CBWQ: Chesapeake Bay Water Quality

CSU: Coppin State University

DGS: Department of General Services

DHCD: Department of Housing and Community Development

DHMH: Department of Health and Mental Hygiene

DJS: Department of Juvenile Services

6 DNR: Department of Natural Resources

DOD: Department of Disabilities

DoIT: Department of Information Technology

DPSCS: Department of Public Safety and Correctional Services

DSP: Department of State Police

ENR: Enhanced Nutrient Removal

HSMCC: Historic St. Mary's City Commission

JHU: Johns Hopkins University

MCE: Maryland Correctional Enterprises

MCI-H: Maryland Correctional Institution – Hagerstown

MDA: Maryland Department of Agriculture

MDE: Maryland Department of the Environment

MDP: Maryland Department of Planning

MDTA: Maryland Transportation Authority

MES: Maryland Environmental Service

MHA: Maryland Hospital Association

MHEC: Maryland Higher Education Commission

MICUA: Maryland Independent College and University Association

MSDE: Maryland State Department of Education

MSU: Morgan State University

NBCI: North Branch Correctional Institution

SMC: St. Mary's College

SU: Salisbury University

TU: Towson University

UB: University of Baltimore

UMB: University of Maryland, Baltimore

UMCP: University of Maryland, College Park

UMMS: University of Maryland Medical System

USM: University System of Maryland

WCI: Western Correctional Institution

Conference Committee Amendments to House Bill 102 (Senate Committee Reprint)

Conference Committee Amendment No. 1

On pages 1 through 6 of the committee reprint, adopt Amendment 1.

On page 2, strike beginning with “requiring” in line 36 down through “reconciliations;” in line 37 and substitute “prohibiting a State agency from entering into certain public-private partnership agreements, during a certain fiscal year, except if certain plans are submitted and after a certain review and assessment;”.

On page 4, in line 21, after “KA05(C)” insert “. Item RQ00(B).”.

On page 5, in line 15, strike “RQ00(A)₂”.

Conference Committee Amendment No. 2

On page 10 of the committee reprint, strike beginning with “acquisition” in line 17 down through “Article” in line 22; in line 17, strike the first comma and substitute “and acquisition of land”; in line 22, strike “87,284,495” and substitute “71,300,000”; and strike in their entirety lines 23 and 24.

Conference Committee Amendment No. 3

On page 12 of the committee reprint, adopt Amendment 5, and in line 17, after “regarding” insert “preliminary”; and in the same line, after “estimates” insert “based on currently available information”.

Conference Committee Amendment No. 4

On page 15 of the committee reprint, in line 32, strike “16,362,000” and substitute “13,756,305”.

Conference Committee Amendment No. 5

On page 21 of the committee reprint, adopt Amendment 10, and in lines 10 and 12, strike “28,500,000” and “\$22,000,000”, respectively, and substitute “22,500,000” and “\$16,000,000”, respectively.

Conference Committee Amendment No. 6

On page 24 of the committee reprint, adopt Amendment 11, and in line 27, strike “89,659,880” and substitute “55,000,000”.

Conference Committee Amendment No. 7

On page 29, after line 1, insert:

“(AB) Anne Arundel Community College. Provide a grant equal to the lesser of (i) \$1,000,000 or (ii) the amount of the matching fund provided, to the Anne Arundel Community College for the design and construction of a turf field, located in Arnold (Anne Arundel County) 1,000,000”.

Conference Committee Amendment No. 8

On page 33 of the committee reprint, in line 11, strike “Crofton” and substitute “Annapolis”.

Conference Committee Amendment No. 9

On page 65 of the committee reprint, after line 30, insert:

“RQ00 UNIVERSITY OF MARYLAND MEDICAL SYSTEM
(Baltimore City)”

“(B) Diagnostic and Treatment Facilities and Related Improvements – Phase IV. Provide a grant to the University of Maryland Medical System to assist in the design of an ambulatory care facility and renovation of the North Hospital and related improvements [5,000,000]
0”.

On page 66, in line 22, strike “\$617,023,592” and substitute “\$612,023,592”.

On pages 73 and 74 of the committee reprint, strike in their entirety the lines beginning with line 30 on page 73 through line 3 on page 74, inclusive.

On page 74, adopt Amendment 30, and in line 35, strike “\$814,018,000” and substitute “\$819,018,000”.

On page 75 after line 1, insert “SECTION 1. BE IT FURTHER ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That:”; and in line 10, strike “Section 1”

Conference Committee Amendment No. 10

On page 78 of the committee reprint, in line 31, strike “\$164,089,500” and substitute “\$172,103,500”.

Conference Committee Amendment No. 11

On page 81 of the committee reprint, after line 29, insert:

“SECTION 13. AND BE IT FURTHER ENACTED, That notwithstanding any other provision of law, except for the Seagirt terminal and the State Center transit oriented development project, for fiscal 2010 only, no State agency may enter into a public-private partnership agreement for a capital project except subject to the following provisions:

- (1) Not less than 30 days before issuance of the solicitation for a public-private partnership for a capital project, an agency shall submit a preliminary project plan to the budget committees that describes and justifies the capital project; any buildings and land involved; the involvement and role of any units of State government or local governments; an analysis of the justification for pursuing a public-private partnership rather than traditional State construction and financing; and, to the extent known, the sources and uses of State funds for predevelopment costs and private sector predevelopment costs.
- (2) Not less than 45 days before entering into a master development agreement, an agency shall submit to the budget committees for review and comment a pro forma analysis outlining the capital project financing plan, including any cash or in-kind contributions, general obligation or other debt to be issued by any private, State, and non-budgeted agency (including interest rate and maturity assumptions); two independent appraisals of any land or buildings involved; proposed use of tax credits; grants or other funding from the Department of Business and Economic Development or any other State agency; tax increment financing; investor equity from any source; and assumptions of the impact on the State operating budget; and
- (3) An assessment by the State Treasurer, after consultation with bond counsel, the Comptroller and bond rating agencies as to whether the capital project represents a capital lease and is subject to State debt affordability limits.”;

and in line 30, strike “13.” and substitute “14.”.

On page 82, in lines 14, 16, and 17, strike “14.”, “15.”, and “14”, respectively, and substitute “15.”, “16.”, and “15”, respectively.