

# SENATE BILL 168

Q7, O3, J1  
SB 717/10 – B&T & FIN

11r0391  
CF HB 121

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By: **Senators Jones–Rodwell, Madaleno, Benson, Conway, Forehand, Frosh, Garagiola, Gladden, Kelley, King, Manno, Montgomery, Muse, Pinsky, Pugh, Ramirez, Raskin, and Rosapepe**  
Introduced and read first time: January 24, 2011  
Assigned to: Budget and Taxation and Finance

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## A BILL ENTITLED

1 AN ACT concerning

2 **The Lorraine Sheehan Health and Community Services Act of 2011**

3 FOR the purpose of altering State tax rates for alcoholic beverages sold in Maryland;  
4 altering the distribution of the alcoholic beverage tax revenue; requiring the  
5 Comptroller to distribute a portion of the alcoholic beverage tax revenue to  
6 certain special funds to be used only for certain purposes; establishing the  
7 Developmental Disability Support Fund as a special fund to be used to support  
8 certain services for individuals with developmental disabilities; establishing the  
9 Addiction Treatment, Prevention, and Recovery Support Fund as a special fund  
10 to be used to support certain programs for the treatment and prevention of drug  
11 and alcohol addictions; establishing the Mental Health Care Fund as a special  
12 fund to be used to support certain programs for the treatment and prevention of  
13 mental illness; establishing the State Tobacco Use Prevention and Cessation  
14 Fund as a special fund to be used to support certain programs relating to  
15 tobacco use prevention and cessation; establishing the Maryland Medicaid Trust  
16 Fund as a special fund to be used to provide certain health care services to  
17 certain individuals; establishing the Health Care Personnel Training Fund as a  
18 special fund to be used to provide grants to certain training consortiums; and  
19 generally relating to the alcoholic beverage tax and the dedication of certain  
20 alcoholic beverage tax revenue for certain purposes.

21 BY repealing and reenacting, with amendments,  
22 Article – Tax – General  
23 Section 2–301 and 5–105  
24 Annotated Code of Maryland  
25 (2010 Replacement Volume)

26 BY adding to  
27 Article – Health – General

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



1 Section 7–207, 8–207, 10–209, 13–1016, and 15–103.6  
2 Annotated Code of Maryland  
3 (2009 Replacement Volume and 2010 Supplement)

4 BY adding to  
5 Article – Labor and Employment  
6 Section 11–1015  
7 Annotated Code of Maryland  
8 (2008 Replacement Volume and 2010 Supplement)

9 Preamble

10 WHEREAS, Only one–quarter of the individuals in Maryland who have alcohol  
11 and drug addictions access treatment; and

12 WHEREAS, Alcohol abuse costs the Maryland economy \$3.5 billion every year,  
13 and the costs associated with illicit drug abuse approach \$2.5 billion annually, for a  
14 combined total of \$6 billion yearly; and

15 WHEREAS, The majority of jailable crimes committed in Maryland and the  
16 majority of admissions to Maryland trauma centers result from drug– or  
17 alcohol–related incidents; and

18 WHEREAS, Statistics show that more than one–quarter of the individuals  
19 treated for alcohol and drug addiction and about half of the individuals treated for  
20 mental health problems are diagnosed with a co–occurring substance use and mental  
21 health disorder; and

22 WHEREAS, Every \$1 invested in addiction treatment saves \$7 in reduced  
23 crime and criminal justice costs and, when savings related to health care are factored  
24 in, every \$1 invested saves \$12; and

25 WHEREAS, There are more than 18,000 individuals with developmental  
26 disabilities who are eligible for community–based services through the Developmental  
27 Disabilities Administration who are on a waiting list due to lack of funding; and

28 WHEREAS, Community–based service providers are facing a fiscal crisis due to  
29 historical underfunding and lack of inflationary rate increases; and

30 WHEREAS, It is the policy of the State to require the Developmental  
31 Disabilities Administration to designate sufficient resources to foster and strengthen a  
32 permanent comprehensive system of community programming for individuals with  
33 developmental disabilities; and

34 WHEREAS, Developmental disabilities result in loss of economic productivity  
35 of individuals with those disabilities and their caregivers who are forced to remain at  
36 home to care for their family member; and

1 WHEREAS, Fetal Alcohol Syndrome and Fetal Alcohol Spectrum Disorder are  
2 the leading known preventable causes of intellectual and physical disabilities; and

3 WHEREAS, One in 100 live births is affected by Fetal Alcohol Syndrome and  
4 Fetal Alcohol Spectrum Disorder each year, with lifetime health care costs of more  
5 than \$800,000 incurred; and

6 WHEREAS, An estimated one in five Americans lives with a diagnosable  
7 mental disorder in a given year and about 6%, or one in 17, have a serious mental  
8 illness; and

9 WHEREAS, The public mental health system's budget has been reduced by 7%  
10 while the need for public mental health care has risen by 7 to 8% per year for 2 years  
11 running; and

12 WHEREAS, The average annual cost of the most comprehensive array of  
13 community mental health services is \$30,000, but the average annual cost of a State  
14 hospital bed is approximately \$180,000; and

15 WHEREAS, According to a new study by Johns Hopkins Professors David  
16 Jernigan and Hugh Waters, increasing the State alcohol tax by a dime a drink will  
17 save lives and money by reducing alcohol abuse; and

18 WHEREAS, The 2007 Governor's Working Families and Small Business Health  
19 Care Coverage Act has expanded health care to over 52,000 parents but has not been  
20 implemented for tens of thousands of childless adults because of lack of funds; now,  
21 therefore,

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

24 **Article – Tax – General**

25 2–301.

26 (a) From the alcoholic beverage tax revenue, the Comptroller shall distribute  
27 the amount necessary to administer the alcoholic beverage tax laws to an  
28 administrative cost account.

29 **(B) AFTER MAKING THE DISTRIBUTION REQUIRED UNDER SUBSECTION**  
30 **(A) OF THIS SECTION, OF THE REMAINING ALCOHOLIC BEVERAGE TAX REVENUE,**  
31 **THE COMPTROLLER SHALL DISTRIBUTE:**

32 **(1) 2.1% TO THE HEALTH CARE PERSONNEL TRAINING FUND**  
33 **ESTABLISHED UNDER § 11–1015 OF THE LABOR AND EMPLOYMENT ARTICLE;**

1           **(2) 6.2% TO THE STATE TOBACCO USE PREVENTION AND**  
 2 **CESSATION FUND ESTABLISHED UNDER § 13-1013 OF THE HEALTH – GENERAL**  
 3 **ARTICLE;**

4           **(3) 15% TO THE DEVELOPMENTAL DISABILITY SUPPORT FUND**  
 5 **ESTABLISHED UNDER § 7-207 OF THE HEALTH – GENERAL ARTICLE;**

6           **(4) 15% TO THE ADDICTION TREATMENT, PREVENTION, AND**  
 7 **RECOVERY SUPPORT FUND ESTABLISHED UNDER § 8-207 OF THE HEALTH –**  
 8 **GENERAL ARTICLE;**

9           **(5) 15% TO THE MENTAL HEALTH CARE FUND ESTABLISHED**  
 10 **UNDER § 10-209 OF THE HEALTH – GENERAL ARTICLE; AND**

11           **(6) 33.95% TO THE MARYLAND MEDICAID TRUST FUND**  
 12 **ESTABLISHED UNDER § 15-103.6 OF THE HEALTH – GENERAL ARTICLE.**

13           **[(b)] (C)** After making the **[distribution] DISTRIBUTIONS** required under  
 14 **[subsection (a)] SUBSECTIONS (A) AND (B)** of this section, the Comptroller shall  
 15 distribute the remaining alcoholic beverage tax revenue to the General Fund of the  
 16 State.

17 5-105.

18           (a) Except as provided in subsection (d) of this section, the alcoholic beverage  
 19 tax rate for distilled spirits is:

20           (1) **[\$1.50] \$10.03** for each gallon or **[39.63 cents] \$2.65** for each liter;  
 21 and

22           (2) if distilled spirits contain a percentage of alcohol greater than 100  
 23 proof, an additional tax, for each 1 proof over 100 proof, of **[1.5] 10.03** cents for each  
 24 gallon or **[0.3963] 2.65** cents for each liter.

25           (b) Except as provided in subsection (d) of this section, the alcoholic beverage  
 26 tax rate for wine is **[40 cents] \$2.96** for each gallon or **[10.57] 78.22** cents for each  
 27 liter.

28           (c) Except as provided in subsection (d) of this section, the alcoholic beverage  
 29 tax rate on beer is **[9 cents] \$1.16** for each gallon or **[2.3778] 30.6472** cents for each  
 30 liter.

31           (d) The tax imposed under § 5-102(b) of this subtitle shall equal the amount  
 32 that the discriminating jurisdiction charges a Maryland licensee or permit holder.

**Article – Health – General**

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**7-207.**

**(A) IN THIS SECTION, “FUND” MEANS THE DEVELOPMENTAL DISABILITY SUPPORT FUND.**

**(B) THERE IS A DEVELOPMENTAL DISABILITY SUPPORT FUND.**

**(C) THE PURPOSE OF THE FUND IS TO SUPPORT COMMUNITY-BASED SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES.**

**(D) THE SECRETARY SHALL ADMINISTER THE FUND.**

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

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

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

**(1) ALCOHOLIC BEVERAGE TAX REVENUE DISTRIBUTED TO THE FUND UNDER § 2-301(B) OF THE TAX – GENERAL ARTICLE;**

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

**(3) INVESTMENT EARNINGS OF THE FUND; AND**

**(4) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.**

**(G) (1) THE FUND MAY BE USED ONLY AS PROVIDED IN THIS SUBSECTION.**

**(2) THE SECRETARY SHALL USE 50% OF THE MONEY IN THE FUND TO SUPPORT PROVIDERS WHO ARE LICENSED UNDER THIS TITLE, BY:**

**(I) PROVIDING FUNDING FOR THE AVERAGE COST OF WAGES AND BENEFITS OF COMMUNITY-BASED DIRECT SUPPORT STAFF, AS DETERMINED BY THE COMMUNITY SERVICES REIMBURSEMENT RATE COMMISSION; AND**

1                   **(II) IF THE DEPARTMENT HAS PROVIDED FULL FUNDING**  
2 **FOR THE COSTS DESCRIBED IN ITEM (I) OF THIS PARAGRAPH, PROVIDING**  
3 **FUNDING FOR THE REMAINING COSTS OF PROVIDING SERVICES.**

4                   **(3) THE SECRETARY SHALL USE 50% OF THE MONEY IN THE**  
5 **FUND TO SUPPORT SERVICES TO INDIVIDUALS WHO ARE ON THE**  
6 **ADMINISTRATION WAITING LIST AND ARE ELIGIBLE FOR, BUT NOT RECEIVING,**  
7 **ONE OR MORE SERVICES FROM THE ADMINISTRATION, AS FOLLOWS:**

8                   **(I) 25% OF THE FUNDS UNDER THIS PARAGRAPH SHALL BE**  
9 **USED TO PROVIDE COMMUNITY-BASED RESIDENTIAL SERVICES,**  
10 **COMMUNITY-BASED DAY SERVICES, AND SUPPORTED EMPLOYMENT SERVICES**  
11 **TO INDIVIDUALS; AND**

12                   **(II) 75% OF THE FUNDS UNDER THIS PARAGRAPH SHALL BE**  
13 **USED TO PROVIDE COMMUNITY-BASED RESPITE CARE, INDIVIDUAL SUPPORT**  
14 **SERVICES, AND FAMILY SUPPORT SERVICES TO INDIVIDUALS LIVING WITH**  
15 **THEIR FAMILIES.**

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

18                   **(2) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE**  
19 **CREDITED TO THE FUND.**

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

22                   **(J) MONEY EXPENDED FROM THE FUND TO SUPPORT**  
23 **COMMUNITY-BASED SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL**  
24 **DISABILITIES:**

25                   **(1) IS SUPPLEMENTAL TO AND NOT INTENDED TO TAKE THE**  
26 **PLACE OF FUNDING THAT OTHERWISE WOULD BE APPROPRIATED FOR THOSE**  
27 **PROGRAMS; AND**

28                   **(2) MAY NOT BE USED TO COVER THE COST OF PROVIDING**  
29 **INFLATIONARY ADJUSTMENTS AS REQUIRED UNDER § 16-201.2 OF THIS**  
30 **ARTICLE.**

31                   **(K) ON OR BEFORE DECEMBER 1 OF EACH YEAR, THE DEPARTMENT**  
32 **SHALL SUBMIT A REPORT TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF**  
33 **THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY ON THE NUMBER**

1 OF INDIVIDUALS SERVED AND THE SERVICES PROVIDED IN THE PRECEDING  
2 FISCAL YEAR USING THE FUND.

3 8-207.

4 (A) IN THIS SECTION, "FUND" MEANS THE ADDICTION TREATMENT,  
5 PREVENTION, AND RECOVERY SUPPORT FUND.

6 (B) THERE IS AN ADDICTION TREATMENT, PREVENTION, AND  
7 RECOVERY SUPPORT FUND.

8 (C) THE PURPOSE OF THE FUND IS TO SUPPORT COMMUNITY-BASED  
9 PROGRAMS FUNDED THROUGH THE ALCOHOL AND DRUG ABUSE  
10 ADMINISTRATION FOR THE TREATMENT AND PREVENTION OF DRUG AND  
11 ALCOHOL ADDICTIONS AND FOR RECOVERY SUPPORT SERVICES FOR ADULTS  
12 AND ADOLESCENTS, INCLUDING TREATMENT FOR THOSE WITH CO-OCCURRING  
13 SUBSTANCE USE AND MENTAL HEALTH DISORDERS.

14 (D) THE SECRETARY SHALL ADMINISTER THE FUND.

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

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

19 (F) THE FUND CONSISTS OF:

20 (1) ALCOHOLIC BEVERAGE TAX REVENUE DISTRIBUTED TO THE  
21 FUND UNDER § 2-301(B) OF THE TAX - GENERAL ARTICLE;

22 (2) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

23 (3) INVESTMENT EARNINGS OF THE FUND; AND

24 (4) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED  
25 FOR THE BENEFIT OF THE FUND.

26 (G) THE FUND MAY BE USED ONLY TO PROVIDE ADDITIONAL FUNDING  
27 FOR THE ADMINISTRATION TO SUPPORT COMMUNITY-BASED PROGRAMS  
28 FUNDED THROUGH THE ALCOHOL AND DRUG ABUSE ADMINISTRATION FOR  
29 THE TREATMENT AND PREVENTION OF DRUG AND ALCOHOL ADDICTIONS AND  
30 RECOVERY SUPPORT SERVICES FOR ADULTS AND ADOLESCENTS, INCLUDING

1 TREATMENT FOR THOSE WITH CO-OCCURRING SUBSTANCE USE AND MENTAL  
2 HEALTH DISORDERS.

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

5 (2) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE  
6 CREDITED TO THE FUND.

7 (I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN  
8 ACCORDANCE WITH THE STATE BUDGET.

9 (J) MONEY EXPENDED FROM THE FUND TO SUPPORT  
10 COMMUNITY-BASED PROGRAMS FOR THE TREATMENT AND PREVENTION OF  
11 DRUG AND ALCOHOL ADDICTIONS IN ADULTS AND ADOLESCENTS IS  
12 SUPPLEMENTAL TO AND IS NOT INTENDED TO TAKE THE PLACE OF FUNDING  
13 THAT OTHERWISE WOULD BE APPROPRIATED FOR THOSE PURPOSES.

14 **10-209.**

15 (A) IN THIS SECTION, "FUND" MEANS THE MENTAL HEALTH CARE  
16 FUND.

17 (B) THERE IS A MENTAL HEALTH CARE FUND.

18 (C) THE PURPOSE OF THE FUND IS TO SUPPORT COMMUNITY-BASED  
19 PROGRAMS FOR THE TREATMENT AND PREVENTION OF MENTAL ILLNESSES IN  
20 CHILDREN AND ADULTS, INCLUDING TREATMENT FOR THOSE WITH  
21 CO-OCCURRING SUBSTANCE USE AND MENTAL HEALTH DISORDERS.

22 (D) THE SECRETARY SHALL ADMINISTER THE FUND.

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

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

27 (F) THE FUND CONSISTS OF:

28 (1) ALCOHOLIC BEVERAGE TAX REVENUE DISTRIBUTED TO THE  
29 FUND UNDER § 2-301(B) OF THE TAX - GENERAL ARTICLE;

30 (2) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;



1           **(3) INVESTMENT EARNINGS OF THE FUND; AND**

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

4           **(G) THE FUND MAY BE USED ONLY TO PROVIDE ADDITIONAL FUNDING**  
5 **FOR THE ADMINISTRATION TO SUPPORT COMMUNITY-BASED PROGRAMS FOR**  
6 **THE TREATMENT AND PREVENTION OF MENTAL ILLNESSES IN CHILDREN AND**  
7 **ADULTS, INCLUDING TREATMENT FOR THOSE WITH CO-OCCURRING SUBSTANCE**  
8 **USE AND MENTAL HEALTH DISORDERS.**

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

11           **(2) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE**  
12 **CREDITED TO THE FUND.**

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

15           **(J) MONEY EXPENDED FROM THE FUND TO SUPPORT**  
16 **COMMUNITY-BASED PROGRAMS FOR THE TREATMENT AND PREVENTION OF**  
17 **MENTAL ILLNESSES IN CHILDREN AND ADULTS IS SUPPLEMENTAL TO AND IS**  
18 **NOT INTENDED TO TAKE THE PLACE OF FUNDING THAT OTHERWISE WOULD BE**  
19 **APPROPRIATED FOR THOSE PURPOSES.**

20 **13-1016.**

21           **(A) IN THIS SECTION, "FUND" MEANS THE STATE TOBACCO USE**  
22 **PREVENTION AND CESSATION FUND.**

23           **(B) THERE IS A STATE TOBACCO USE PREVENTION AND CESSATION**  
24 **FUND.**

25           **(C) THE PURPOSE OF THE FUND IS TO SUPPLEMENT THE CIGARETTE**  
26 **RESTITUTION FUND TO ADDRESS ISSUES RELATING TO TOBACCO USE**  
27 **PREVENTION AND CESSATION SO AS TO CREATE A LASTING LEGACY OF PUBLIC**  
28 **HEALTH INITIATIVES THAT RESULT IN A REDUCTION OF TOBACCO USE IN THE**  
29 **STATE AND OTHERWISE BENEFIT THE HEALTH AND WELFARE OF THE STATE'S**  
30 **RESIDENTS.**

31           **(D) THE SECRETARY SHALL ADMINISTER THE FUND.**

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

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

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

6           **(1) ALCOHOLIC BEVERAGE TAX REVENUE DISTRIBUTED TO THE**  
7 **FUND UNDER § 2-301(B) OF THE TAX – GENERAL ARTICLE;**

8           **(2) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;**

9           **(3) INVESTMENT EARNINGS OF THE FUND; AND**

10           **(4) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED**  
11 **FOR THE BENEFIT OF THE FUND.**

12           **(G) THE FUND MAY BE USED ONLY TO PROVIDE ADDITIONAL FUNDING**  
13 **FOR THE STATE TOBACCO USE PREVENTION AND CESSATION PROGRAM.**

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

16           **(2) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE**  
17 **CREDITED TO THE FUND.**

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

20           **(J) MONEY EXPENDED FROM THE FUND TO SUPPORT**  
21 **THE STATE TOBACCO USE PREVENTION AND CESSATION PROGRAM IS**  
22 **SUPPLEMENTAL TO AND IS NOT INTENDED TO TAKE THE PLACE OF FUNDING**  
23 **THAT OTHERWISE WOULD BE APPROPRIATED FOR THIS PURPOSE.**

24 **15-103.6.**

25           **(A) IN THIS SECTION, “FUND” MEANS THE MARYLAND MEDICAID**  
26 **TRUST FUND.**

27           **(B) THERE IS A MARYLAND MEDICAID TRUST FUND.**

28           **(C) THE PURPOSE OF THE FUND IS TO PROVIDE HEALTH SERVICES**  
29 **UNDER THE MARYLAND MEDICAL ASSISTANCE PROGRAM TO THE POPULATION**

1 OF INDIVIDUALS DESCRIBED IN § 15-103(A)(2)(X) OF THIS SUBTITLE BEYOND  
2 THE LEVEL OF PRIMARY CARE SERVICES.

3 (D) THE SECRETARY SHALL ADMINISTER THE FUND.

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

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

8 (F) THE FUND CONSISTS OF:

9 (1) ALCOHOLIC BEVERAGE TAX REVENUE DISTRIBUTED TO THE  
10 FUND UNDER § 2-301(B) OF THE TAX – GENERAL ARTICLE;

11 (2) MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;

12 (3) INVESTMENT EARNINGS OF THE FUND; AND

13 (4) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED  
14 FOR THE BENEFIT OF THE FUND.

15 (G) THE FUND MAY BE USED ONLY TO PROVIDE FUNDING FOR HEALTH  
16 SERVICES UNDER THE MARYLAND MEDICAL ASSISTANCE PROGRAM TO THE  
17 POPULATION OF INDIVIDUALS DESCRIBED IN § 15-103(A)(2)(X) OF THIS  
18 SUBTITLE BEYOND THE LEVEL OF PRIMARY CARE SERVICES.

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

21 (2) ANY INVESTMENT EARNINGS OF THE FUND SHALL BE  
22 CREDITED TO THE FUND.

23 (I) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN  
24 ACCORDANCE WITH THE STATE BUDGET.

25 Article – Labor and Employment

26 11-1015.

27 (A) IN THIS SECTION, “FUND” MEANS THE HEALTH CARE PERSONNEL  
28 TRAINING FUND.

1           **(B)    THERE IS A HEALTH CARE PERSONNEL TRAINING FUND.**

2           **(C)    THE PURPOSE OF THE FUND IS TO PROVIDE GRANTS TO TRAINING**  
3 **CONSORTIUMS THAT INVOLVE LABOR-MANAGEMENT PARTNERSHIPS THAT**  
4 **TRAIN AND UPGRADE THE QUALIFICATIONS OF HEALTH CARE PERSONNEL.**

5           **(D)    THE PRESIDENT OF THE BOARD SHALL ADMINISTER THE FUND.**

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

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

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

11                   **(1)   ALCOHOLIC BEVERAGE TAX REVENUE DISTRIBUTED TO THE**  
12 **FUND UNDER § 2-301(B) OF THE TAX - GENERAL ARTICLE;**

13                   **(2)   MONEY APPROPRIATED IN THE STATE BUDGET TO THE FUND;**

14                   **(3)   INVESTMENT EARNINGS OF THE FUND; AND**

15                   **(4)   ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED**  
16 **FOR THE BENEFIT OF THE FUND.**

17          **(G)    THE FUND MAY BE USED ONLY TO PROVIDE GRANTS TO TRAINING**  
18 **CONSORTIUMS THAT INVOLVE LABOR-MANAGEMENT PARTNERSHIPS THAT**  
19 **TRAIN AND UPGRADE THE QUALIFICATIONS OF HEALTH CARE PERSONNEL.**

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

22                   **(2)   ANY INVESTMENT EARNINGS OF THE FUND SHALL BE**  
23 **CREDITED TO THE FUND.**

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

26           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
27 July 1, 2011.