

HOUSE BILL 524

C8

3lr1413

By: **Chair, Appropriations Committee (By Request – Departmental – Stadium Authority)**

Introduced and read first time: February 1, 2023

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Stadium Authority – Supplemental Financing Funds – Camden Yards**
3 **Sports Facilities**

4 FOR the purpose of establishing the Camden Yards Football Sports Facility Supplemental
5 Financing Fund and the Camden Yards Baseball Sports Facility Supplemental
6 Financing Fund as special, nonlapsing funds to enable the Maryland Stadium
7 Authority to take certain actions; requiring the Authority to administer the funds;
8 requiring interest earnings of the funds to be credited to the funds; altering the
9 amount the Comptroller is required to distribute from the State Lottery Fund to
10 certain funds; and generally relating to the financing of Camden Yards sports
11 facilities.

12 BY repealing and reenacting, without amendments,
13 Article – Economic Development
14 Section 10–601(a) and (ccc)
15 Annotated Code of Maryland
16 (2018 Replacement Volume and 2022 Supplement)

17 BY adding to
18 Article – Economic Development
19 Section 10–652.1 and 10–652.2
20 Annotated Code of Maryland
21 (2018 Replacement Volume and 2022 Supplement)

22 BY repealing and reenacting, without amendments,
23 Article – State Finance and Procurement
24 Section 6–226(a)(2)(i)
25 Annotated Code of Maryland
26 (2021 Replacement Volume and 2022 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



BY repealing and reenacting, with amendments,
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)170. and 171.
Annotated Code of Maryland
(2021 Replacement Volume and 2022 Supplement)

BY adding to
Article – State Finance and Procurement
Section 6–226(a)(2)(ii)172. and 173.
Annotated Code of Maryland
(2021 Replacement Volume and 2022 Supplement)

BY repealing and reenacting, with amendments,
Article – State Government
Section 9–120
Annotated Code of Maryland
(2021 Replacement Volume and 2022 Supplement)

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

Article – Economic Development

10–601.

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

(ccc) (1) “Sports facility” means:

(i) a stadium primarily for professional football, major league professional baseball, or both, in the Baltimore metropolitan region, as defined in § 13–301 of this article;

(ii) practice fields or other areas where professional football or major league professional baseball teams practice or perform; and

(iii) offices for professional football and major league professional baseball teams or franchises.

(2) “Sports facility” includes parking lots, garages, and any other property adjacent and directly related to an item listed in paragraph (1) of this subsection.

(3) “Sports facility” does not include a sports entertainment facility.

10–652.1.

1 (A) IN THIS SECTION, “FUND” MEANS THE CAMDEN YARDS FOOTBALL
2 SPORTS FACILITY SUPPLEMENTAL FINANCING FUND.

3 (B) THERE IS A CAMDEN YARDS FOOTBALL SPORTS FACILITY
4 SUPPLEMENTAL FINANCING FUND.

5 (C) THE PURPOSE OF THE FUND IS TO ENABLE THE AUTHORITY TO:

6 (1) USE THE FUND AS A REVOLVING FUND FOR IMPLEMENTING
7 THIS SUBTITLE AS IT RELATES TO THE CAMDEN YARDS FOOTBALL SPORTS
8 FACILITY; AND

9 (2) PAY ANY EXPENSES INCURRED BY THE AUTHORITY THAT ARE
10 RELATED TO THE CAMDEN YARDS FOOTBALL SPORTS FACILITY.

11 (D) THE AUTHORITY SHALL ADMINISTER THE FUND.

12 (E) (1) THE FUND IS A CONTINUING, NONLAPSING FUND THAT IS NOT
13 SUBJECT TO § 7–302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

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

16 (F) (1) TO THE EXTENT CONSIDERED APPROPRIATE BY THE
17 AUTHORITY, THE RECEIPTS OF THE FUND SHALL BE PLEDGED TO AND CHARGED
18 WITH THE FOLLOWING RELATED TO THE CAMDEN YARDS FOOTBALL SPORTS
19 FACILITY:

20 (I) PAYMENT OF DEBT SERVICE ON AUTHORITY BONDS;

21 (II) ALL REASONABLE CHARGES AND EXPENSES RELATED TO
22 THE AUTHORITY’S BORROWING; AND

23 (III) THE MANAGEMENT OF AUTHORITY OBLIGATIONS.

24 (2) THE PLEDGE SHALL BE EFFECTIVE AS PROVIDED IN ANY
25 APPLICABLE AUTHORITY RESOLUTION.

26 (G) THE FUND CONSISTS OF:

27 (1) MONEY DISTRIBUTED TO THE FUND UNDER § 9–120(B) OF THE
28 STATE GOVERNMENT ARTICLE;

(2) MONEY APPROPRIATED FOR DEPOSIT IN THE FUND;

**(3) PROCEEDS FROM THE SALE OF BONDS CONCERNING THE
CAMDEN YARDS FOOTBALL SPORTS FACILITY;**

**(4) REVENUES COLLECTED OR RECEIVED FROM ANY SOURCE
UNDER THIS SUBTITLE RELATED TO THE CAMDEN YARDS FOOTBALL SPORTS
FACILITY;**

(5) ANY INTEREST EARNINGS OF THE FUND; AND

**(6) ANY ADDITIONAL MONEY MADE AVAILABLE FROM ANY SOURCE
FOR THE PURPOSES ESTABLISHED FOR THE FUND.**

**(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE
FUND IN THE SAME MANNER AS OTHER STATE FUNDS.**

**(2) ANY INVESTMENT OR INTEREST EARNINGS SHALL BE
CREDITED TO THE FUND.**

**(3) NO PART OF THE FUND MAY REVERT OR BE CREDITED TO THE
GENERAL FUND OF THE STATE OR ANY SPECIAL FUND OF THE STATE.**

10-652.2.

**(A) IN THIS SECTION, "FUND" MEANS THE CAMDEN YARDS BASEBALL
SPORTS FACILITY SUPPLEMENTAL FINANCING FUND.**

**(B) THERE IS A CAMDEN YARDS BASEBALL SPORTS FACILITY
SUPPLEMENTAL FINANCING FUND.**

(C) THE PURPOSE OF THE FUND IS TO ENABLE THE AUTHORITY TO:

**(1) USE THE FUND AS A REVOLVING FUND FOR IMPLEMENTING
THIS SUBTITLE AS IT RELATES TO THE CAMDEN YARDS BASEBALL SPORTS
FACILITY; AND**

**(2) PAY ANY EXPENSES INCURRED BY THE AUTHORITY THAT ARE
RELATED TO THE CAMDEN YARDS BASEBALL SPORTS FACILITY.**

(D) THE AUTHORITY SHALL ADMINISTER THE FUND.

1 **(E) (1) THE FUND IS A CONTINUING, 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 SEPARATELY,**
4 **AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.**

5 **(F) (1) TO THE EXTENT CONSIDERED APPROPRIATE BY THE**
6 **AUTHORITY, THE RECEIPTS OF THE FUND SHALL BE PLEDGED TO AND CHARGED**
7 **WITH THE FOLLOWING RELATED TO THE CAMDEN YARDS BASEBALL SPORTS**
8 **FACILITY:**

9 **(I) PAYMENT OF DEBT SERVICE ON AUTHORITY BONDS;**

10 **(II) ALL REASONABLE CHARGES AND EXPENSES RELATED TO**
11 **THE AUTHORITY’S BORROWING; AND**

12 **(III) THE MANAGEMENT OF AUTHORITY OBLIGATIONS.**

13 **(2) THE PLEDGE SHALL BE EFFECTIVE AS PROVIDED IN ANY**
14 **APPLICABLE AUTHORITY RESOLUTION.**

15 **(G) THE FUND CONSISTS OF:**

16 **(1) MONEY DISTRIBUTED TO THE FUND UNDER § 9–120(B) OF THE**
17 **STATE GOVERNMENT ARTICLE;**

18 **(2) MONEY APPROPRIATED FOR DEPOSIT IN THE FUND;**

19 **(3) PROCEEDS FROM THE SALE OF BONDS CONCERNING THE**
20 **CAMDEN YARDS BASEBALL SPORTS FACILITY;**

21 **(4) REVENUES COLLECTED OR RECEIVED FROM ANY SOURCE**
22 **UNDER THIS SUBTITLE RELATED TO THE CAMDEN YARDS BASEBALL SPORTS**
23 **FACILITY;**

24 **(5) ANY INTEREST EARNINGS OF THE FUND; AND**

25 **(6) ANY ADDITIONAL MONEY MADE AVAILABLE FROM ANY SOURCE**
26 **FOR THE PURPOSES ESTABLISHED FOR THE FUND.**

27 **(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE**
28 **FUND IN THE SAME MANNER AS OTHER STATE FUNDS.**

(2) ANY INVESTMENT OR INTEREST EARNINGS SHALL BE CREDITED TO THE FUND.

(3) NO PART OF THE FUND MAY REVERT OR BE CREDITED TO THE GENERAL FUND OF THE STATE OR ANY SPECIAL FUND OF THE STATE.

Article – State Finance and Procurement

6–226.

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

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

170. the Cannabis Public Health Fund; [and]

171. the Community Reinvestment and Repair Fund;

172. THE CAMDEN YARDS BASEBALL SPORTS FACILITY SUPPLEMENTAL FINANCING FUND; AND

173. THE CAMDEN YARDS FOOTBALL SPORTS FACILITY SUPPLEMENTAL FINANCING FUND.

Article – State Government

9–120.

(a) The Comptroller shall distribute, or cause to be distributed, the State Lottery Fund to pay:

(1) on a pro rata basis for the daily and nondaily State lottery games, the expenses of administering and operating the State lottery, as authorized under this subtitle and the State budget; and

(2) then, except as provided in § 10–113.1 of the Family Law Article, § 11–618 of the Criminal Procedure Article, and § 3–307 of the State Finance and Procurement Article, the holder of each winning ticket or share.

(b) (1) By the end of the month following collection, the Comptroller shall deposit, cause to be deposited, or pay:

(i) 1. **AFTER JUNE 30, 2023, BUT NOT LATER THAN JUNE 30, 2026**, into the Maryland Stadium Facilities Fund established under § 7–312 of the State Finance and Procurement Article from the money that remains in the State Lottery Fund, after the distribution under subsection (a) of this section, an amount not to exceed **[\$90,000,000] \$14,200,000** in [any] EACH fiscal year;

2. **AFTER JUNE 30, 2023, BUT NOT LATER THAN JUNE 30, 2026, FROM THE MONEY THAT REMAINS IN THE STATE LOTTERY FUND AFTER THE DISTRIBUTION UNDER SUBSECTION (A) OF THIS SECTION, AN AMOUNT FOR EACH FISCAL YEAR NOT TO EXCEED:**

A. **\$34,900,000 INTO THE CAMDEN YARDS FOOTBALL SPORTS FACILITY SUPPLEMENTAL FINANCING FUND ESTABLISHED UNDER § 10–652.1 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND**

B. **\$40,900,000 INTO THE CAMDEN YARDS BASEBALL SPORTS FACILITY SUPPLEMENTAL FINANCING FUND ESTABLISHED UNDER § 10–652.2 OF THE ECONOMIC DEVELOPMENT ARTICLE;**

3. **AFTER JUNE 30, 2026, BUT NOT LATER THAN JUNE 30, 2039, INTO THE MARYLAND STADIUM FACILITIES FUND ESTABLISHED UNDER § 7–312 OF THE STATE FINANCE AND PROCUREMENT ARTICLE FROM THE MONEY THAT REMAINS IN THE STATE LOTTERY FUND, AFTER THE DISTRIBUTION UNDER SUBSECTION (A) OF THIS SECTION, AN AMOUNT NOT TO EXCEED \$3,360,000 IN EACH FISCAL YEAR;**

4. **AFTER JUNE 30, 2026, BUT NOT LATER THAN JUNE 30, 2039, FROM THE MONEY THAT REMAINS IN THE STATE LOTTERY FUND AFTER THE DISTRIBUTION UNDER SUBSECTION (A) OF THIS SECTION, AN AMOUNT FOR EACH FISCAL YEAR NOT TO EXCEED:**

A. **\$45,000,000 INTO THE CAMDEN YARDS FOOTBALL SPORTS FACILITY SUPPLEMENTAL FINANCING FUND ESTABLISHED UNDER § 10–652.1 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND**

B. **\$41,640,000 INTO THE CAMDEN YARDS BASEBALL SPORTS FACILITY SUPPLEMENTAL FINANCING FUND ESTABLISHED UNDER § 10–652.2 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND**

5. **AFTER JUNE 30, 2039, FROM THE MONEY THAT REMAINS IN THE STATE LOTTERY FUND AFTER THE DISTRIBUTION UNDER**

SUBSECTION (A) OF THIS SECTION, AN AMOUNT FOR EACH FISCAL YEAR NOT TO EXCEED:

A. \$45,000,000 INTO THE CAMDEN YARDS FOOTBALL SPORTS FACILITY SUPPLEMENTAL FINANCING FUND ESTABLISHED UNDER § 10-652.1 OF THE ECONOMIC DEVELOPMENT ARTICLE; AND

B. \$45,000,000 INTO THE CAMDEN YARDS BASEBALL SPORTS FACILITY SUPPLEMENTAL FINANCING FUND ESTABLISHED UNDER § 10-652.2 OF THE ECONOMIC DEVELOPMENT ARTICLE;

(ii) after June 30, 2014, into the Maryland Veterans Trust Fund 10% of the money that remains in the State Lottery Fund from the proceeds of sales of tickets from instant ticket lottery machines by veterans' organizations under § 9-112(d) of this subtitle, after the distribution under subsection (a) of this section;

(iii) after June 30, 2014, into the Baltimore City Public School Construction Financing Fund established under § 10-656 of the Economic Development Article the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) and (ii) of this paragraph, an amount equal to \$20,000,000 in each fiscal year that bonds are outstanding and unpaid, to be paid in two installments with at least \$10,000,000 paid no later than December 1 of each fiscal year;

(iv) after June 30, 2021, into the Racing and Community Development Financing Fund established under § 10-657.2 of the Economic Development Article from the money that remains in the State Lottery Fund, after the distribution under subsection (a) of this section, an amount equal to \$17,000,000 in each fiscal year until the bonds issued for a racing facility have matured;

(v) after June 30, 2020, into the Michael Erin Busch Sports Fund established under § 10-612.2 of the Economic Development Article from the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) through (iv) of this paragraph, an amount equal to \$1,000,000 in each fiscal year;

(vi) after June 30, 2021, a grant to the Maryland Humanities Council for Maryland History Day and other programming from the money that remains in the State Lottery Fund after the distributions under subsection (a) of this section and items (i) through (v) of this paragraph, an amount equal to \$150,000 in each fiscal year;

(vii) after June 30, 2021, to Anne Arundel County or Baltimore City each fiscal year the amount required to be distributed under § 9-1A-31(a)(7)(ii) of this title to be used as required under § 9-1A-31 of this title;

(viii) after June 30, 2022, into the Maggie McIntosh School Arts Fund established under § 5–243 of the Education Article from the money that remains in the State Lottery Fund from the proceeds of all other lotteries after the distributions under subsection (a) of this section and items (i) through (vii) of this paragraph, an amount equal to \$250,000 in each fiscal year;

(ix) after June 1, 2022, to the Sports Entertainment Facilities Financing Fund established under § 10–657.5 of the Economic Development Article from the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) through (viii) of this paragraph, an amount not to exceed \$25,000,000 to be paid in two installments not later than November 1 and June 1 of each fiscal year;

(x) after June 30, 2022, to the Major Sports and Entertainment Event Program Fund established under § 10–611.2 of the Economic Development Article from the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) through (ix) of this paragraph:

1. for fiscal year 2023, an amount equal to \$10,000,000; and

2. for each fiscal year thereafter, the amount necessary to restore the Major Sports and Entertainment Event Program Fund to a balance of \$10,000,000;

(xi) if a deposit or payment is made under item (i) of this paragraph, an amount equal to the deposit or payment, but not exceeding \$27,000,000, to the Department of Transportation for bus rapid transit system grants in accordance with § 2–802 of the Transportation Article from the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) through (x) of this paragraph;

(xii) after June 30, 2023, into the Prince George’s County Blue Line Corridor Facility Fund established under § 10–657.6 of the Economic Development Article from the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) through (xi) of this paragraph, an amount not to exceed \$27,000,000 to be paid in two installments not later than November 1 and June 1 of each fiscal year; and

(xiii) into the General Fund of the State the money that remains in the State Lottery Fund from the proceeds of all lotteries after the distributions under subsection (a) of this section and items (i) through (xii) of this paragraph.

(2) The money paid into the General Fund under this subsection is available in the fiscal year in which the money accumulates in the State Lottery Fund.

1 (c) The regulations of the Agency shall apportion the money in the State Lottery
2 Fund in accordance with subsection (b) of this section.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
4 1, 2023.