

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2015, Legislative Day No. 6

Bill No. 18-15

Introduced by Mr. Walker, Chairman
(by request of the County Executive)

By the County Council, March 16, 2015

Introduced and first read on March 16, 2015
Public Hearing set for and held on April 6, 2015
Bill Expires June 19, 2015

By Order: Elizabeth E. Jones, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Grants Special Revenue Fund

2
3 FOR the purpose of removing the definition of “unanticipated grant revenues”; removing the
4 requirement that the expenditures from the Grants Special Revenue Fund be classified by
5 agency and by individual grant; removing certain provisions for conditional appropriation
6 of grants not included in the Annual Budget and Appropriation Ordinance; removing the
7 provisions for certification of availability of funds for unanticipated grant revenues;
8 removing provisions related to general fund appropriations to the Grants Special Revenue
9 Fund; providing for the effective date of this Ordinance; and generally relating to the
10 Grants Special Revenue Fund.

11
12 BY repealing and reenacting (with amendments): § 4-11-114
13 Anne Arundel County Code (2005, as amended)

14
15 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
16 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

17
18 **ARTICLE 4 FINANCE, TAXATION, AND BUDGET**

19
20 **TITLE 11. BUDGET**

21 **4-11-114. Grants Special Revenue Fund.**
22

EXPLANATION: CAPITALS indicate new matter added to existing law.
[Brackets] indicate matter stricken from existing law.

1 (a) **[Definition.** For purposes of this section, “unanticipated grant revenues” means grant
2 revenues that were not anticipated in the Annual Budget and Appropriation Ordinance, and
3 includes revenues from grants not included in the Annual Budget and Appropriation
4 Ordinance, and revenues from grants included in the Annual Budget and Appropriation
5 Ordinance but in excess of the amounts anticipated from those grants.

6
7 (b) **Fund established.** There is a Grants Special Revenue Fund into which shall be paid
8 revenues from the following sources:

9
10 (1) State, federal, and private grants that limit expenditure of grant funds to purposes
11 specified in the grants[, including unanticipated grant revenues]; and

12
13 (2) the estimated amount of the County matching funds that will be required during a
14 fiscal year by State, federal, and private grants, appropriated as part of [the Annual Budget
15 and Appropriation Ordinance] AN ORDINANCE APPROPRIATING FUNDS.

16
17 **[(c)] (B) Special fund.** The Grants Special Revenue Fund is a special, nonlapsing fund.

18
19 **[(d) Annual Budget and Appropriation Ordinance.** Proposed and approved
20 expenditures from the Grants Special Revenue Fund shall be classified by agency and by
21 individual grant in the Annual Budget and Appropriation Ordinance.

22
23 **(e)](C) Conditional appropriation of unanticipated grant revenues.**

24
25 **[(1)]** Revenue from a grant included in [the Annual Budget and Appropriation
26 Ordinance] AN ORDINANCE APPROPRIATING FUNDS but in excess of the amount anticipated
27 for the grant, and any County matching funds required by the grant, are deemed appropriated
28 for the purpose specified in the grant, subject to the following conditions:

29
30 **[(i)](1)** there is a grant award letter or other writing that, to the satisfaction of the
31 Controller, confirms that the grant funds are available for expenditure by the County; and

32
33 **[(ii)](2)** there are sufficient funds available in the BUDGET OF THE AGENCY
34 ADMINISTERING THE GRANT IN EITHER THE Grants Special Revenue Fund OR THE GENERAL
35 FUND for payment of any required County matching funds.

36
37 **[(2)]** Revenue from a grant not included in the Annual Budget and Appropriation
38 Ordinance, and any County matching funds required by the grant, are deemed appropriated
39 for the purpose specified in the grant, subject to the following conditions:

40
41 (i) the application for the grant has been approved by a resolution of the County
42 Council that includes the estimated amount of the grant and any County matching funds, and
43 an identification of the County agency that will administer the expenditure of the grant and
44 any matching funds;

45
46 (ii) there is a grant award letter or other writing that, to the satisfaction of the
47 Controller, confirms that the grant funds are available for expenditure by the County; and

1 (iii) there are sufficient funds available in the Grants Special Revenue Fund for
2 payment of any required County matching funds.]

3
4 **[(f)](D) Amendment of budget.**

5
6 [(1)] Upon satisfaction of the conditions imposed on an appropriation by subsection
7 [(e)](C), the Budget Officer, without the necessity of further action by the County Council,
8 shall amend the budget as recorded in the County financial system to show the appropriation
9 within the Grants Special Revenue Fund to the agency that will administer the expenditure of
10 the grant and any matching funds, provided that the Budget Officer shall send a report to the
11 Controller and to the County Auditor that, for each grant, [describes] IDENTIFIES the grant,
12 the amount of the [transfer] BUDGETARY CHANGE, AND the agency to which the [transfer]
13 BUDGETARY CHANGE was made[, and, if applicable, the resolution that approved the
14 application for the grant].

15
16 **[(g) Certification of funds availability.** The Controller shall certify funds in the Grants
17 Special Revenue Fund as available for expenditure under § 715(b) of the Charter only if:

18
19 (1) there is a grant award letter or other writing that, to the satisfaction of the
20 Controller, confirms that the grant funds are available for expenditure by the County; and

21
22 (2) for unanticipated grant revenues, the additional conditions imposed by subsection
23 (e) have been satisfied and the Controller has received the report from the Budget Officer as
24 required by subsection (f).

25
26 **(h) General fund appropriations.**

27
28 (1) The appropriation of general funds to the Grants Special Revenue Fund may
29 include in the budget of the Office of Finance an amount estimated to be sufficient to provide
30 matching funds required by unanticipated grant revenues.

31
32 (2) Transferred or supplemental appropriations of general funds to the Grants Special
33 Revenue Fund shall be approved by ordinance of the County Council upon the
34 recommendation of the County Executive under the authority of §§ 711 or 712 of the
35 Charter.

36
37 (3) Notwithstanding subsection (c), general funds appropriated to the Grants Special
38 Revenue Fund that no longer are determined to be necessary to provide matching funds for
39 grants received during the fiscal year may be transferred from the fund by ordinance of the
40 County Council upon the recommendation of the County Executive under the authority of §§
41 711 of the Charter. Alternatively, unexpended and unencumbered general funds remaining in
42 the Grants Special Revenue Fund at the end of a fiscal year may be deappropriated in the
43 Annual Budget and Appropriation Ordinance for the succeeding fiscal year.]

44
45 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect July 1,
46 2015.

READ AND PASSED this 6th day of April, 2015


By Order:


Elizabeth E. Jones
Administrative Officer

PRESENTED to the County Executive for his approval this 7th day of April, 2015


Elizabeth E. Jones
Administrative Officer

APPROVED AND ENACTED this 13 day of April, 2015


Steven R. Schuh
County Executive

EFFECTIVE DATE: July 1, 2015

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.
18-15 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.


Elizabeth E. Jones
Administrative Officer