

(2) earnings from the investment of moneys in the [Fund] ACCOUNT;  
and

(3) any other moneys accepted for the benefit of the [Fund] ACCOUNT from any governmental or private source.

(e) For fiscal year 2002 and each subsequent fiscal year, the Governor may include in the budget bill an appropriation to the Joseph Fund ACCOUNT equal to the lesser of:

(1) 20% of the unappropriated surplus as of the end of the fiscal year two years prior to the fiscal year for which the appropriation is proposed; or

(2) \$5,000,000.

(g) (1) The Board shall advise the Governor on the management of the [Fund] ACCOUNT.

(2) The Board shall be briefed twice a year by the Governor and the appropriate State agencies on the:

(i) financial status of the [Fund] ACCOUNT; and

(ii) status of programs that serve economically disadvantaged citizens of the State.

(3) Subject to the restrictions in subsection (h) of this section, the Board may forward recommendations to the Governor for expenditures from the [Fund] ACCOUNT.

(h) (1) The Governor shall review and respond to the recommendations of the Board in a timely manner.

(2) Subject to the restrictions in this subsection, the Governor may authorize the expenditure of moneys from the [Fund] ACCOUNT.

(3) If the Governor authorizes an expenditure from the [Fund] ACCOUNT not recommended by the Board, the Governor shall notify the Board prior to the authorization.

(4) Except as provided in paragraph (5) of this subsection, the Governor may authorize in a fiscal year the expenditure of up to 25% of the investment earnings of the [Fund] ACCOUNT from the preceding fiscal year.

(5) Upon certification from the Department of Labor, Licensing, and Regulation that the statewide unemployment rate has increased for 3 consecutive months, the Governor may authorize in a fiscal year the expenditure of up to:

(i) 100% of the investment earnings of the [Fund] ACCOUNT from the preceding fiscal year; and

(ii) 40% of the remaining balance of the [Fund] ACCOUNT.