

internal and external competitiveness and the competitiveness with local, federal, and contiguous states of the salaries and benefits provided all nonhigher education Executive Branch position classifications. A report on the results of the survey shall be provided to the budget committees no later than June 30, 2007. Funds restricted but not expended for this purpose shall revert to their fund of origin.

- (4) For the purposes of this section, Support for State Operated Institutions of Higher Education (R75T00.01) shall not be reduced by any amount required of the Executive. Higher education institutions shall be defined as all institutions of the University System of Maryland, St. Mary's College, and Morgan State University, and Baltimore City Community College.

SECTION 41. AND BE IT FURTHER ENACTED, That \$100,000 of the general fund appropriation for M00A01.01 – Executive Direction, and \$100,000 of the general fund appropriation for N00A01.01 – Office of the Secretary, and \$100,000 of the general fund appropriation for V00D01.01 – Office of the Secretary may not be expended until:

- (1) the Department of Health and Mental Hygiene, the Department of Human Resources, and the Department of Juvenile Services submit a report to the budget committees and the Interagency Rates Committee in the Maryland State Department of Education by January 31, 2007, listing by provider, the amount and percentage of annual funding paid to licensed child residential group home providers in Maryland that was retained by the provider at the end of the previous fiscal year; and
- (2) the budget committees have reviewed and commented on the report or 45 days have elapsed from the date the committees received the report.

It is the intent of the General Assembly that the departments should submit this report on an annual basis.

SECTION 42. AND BE IT FURTHER ENACTED, That \$100,000 of the general fund appropriation for M00A01.01 – Executive Direction, and \$100,000 of the general fund appropriation for N00A01.01 – Office of the Secretary, and \$100,000 of the general fund appropriation for V00D01.01 – Office of the Secretary may not be expended until:

- (1) the Department of Health and Mental Hygiene, the Department of Human Resources, and the Department of Juvenile Services submit a copy of each independent audit of rate contracts for fiscal 2006 for licensed child residential group homes in Maryland to the Interagency Rates Committee in the Maryland State Department of Education (MSDE) by January 31, 2007;
- (2) MSDE submits a report by March 31, 2007, to the budget committees certifying receipt of the audits and listing the providers from which audit reports were not received; and