

structure the benefit subsidy under the Senior Prescription Drug Assistance Program to cover any out-of-pocket costs an enrollee in the Program may incur for prescription drugs.

SECTION 4. AND BE IT FURTHER ENACTED, That the Maryland Health Insurance Plan may not spend any remaining funds from the Senior Prescription Drug Program that may accrue to the account of the Senior Prescription Drug Assistance Program without the approval of the General Assembly.

SECTION 2. 5. AND BE IT FURTHER ENACTED, That this Act shall apply to individuals enrolled in the Senior Prescription Drug Assistance Program beginning January 1, 2006.

SECTION 3. 6. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health or safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.

May 26, 2006

The Honorable Thomas V. Mike Miller, Jr.  
President of the Senate  
State House  
Annapolis, MD 21401

Dear Mr. President:

In accordance with Article II, Section 17 of the Maryland Constitution, today I have vetoed Senate Bill 323 – *Maryland Food Center Authority – Technical Changes*.

This bill clarifies that the Governor may appoint eight members to the Maryland Food Center Authority; authorizes *ex officio* Authority members to name designees; repeals specified provisions of law establishing an advisory council to the Authority; and provides for the issuance of federally taxable or tax-exempt bonds authorizing the use of specified revenues for the operation, improvement, maintenance, and protection of developments or projects.

House Bill 881, which was passed by the General Assembly and allowed to go into effect without my signature, accomplishes the same purpose. Therefore, it is not necessary for me to sign Senate Bill 323.

Very truly yours,  
Robert L. Ehrlich, Jr.  
Governor

**Senate Bill No. 323**

AN ACT concerning

**Maryland Food Center Authority – Technical Changes**