

(B) TRANSFERS AUTHORIZED.

A GOVERNING BOARD TO WHICH THIS SECTION APPLIES MAY TRANSFER MONEY AMONG OBJECTS AND, SUBJECT TO THE LIMITATION IN SUBSECTION (C) OF THIS SECTION, AMONG PROGRAMS UNDER THE JURISDICTION OF THE GOVERNING BOARD WITHOUT SUBMITTING A PROPOSED AMENDED SCHEDULE UNDER § 7-209 OF THIS SUBTITLE.

(C) LIMITATION ON AMOUNT.

DURING A FISCAL YEAR, A GOVERNING BOARD MAY NOT TRANSFER FROM A PROGRAM MORE THAN 5% OF THE APPROPRIATION IN THE STATE BUDGET FOR THAT PROGRAM.

(D) REPORT.

AT THE END OF EACH FISCAL YEAR, EACH GOVERNING BOARD TO WHICH THIS SECTION APPLIES SHALL GIVE TO THE COMPTROLLER, THE DEPARTMENT OF FISCAL SERVICES, AND THE DEPARTMENT OF BUDGET AND FISCAL PLANNING, FOR INFORMATION ONLY, A SUMMARY OF THE TRANSFERS AMONG PROGRAMS MADE DURING THE FISCAL YEAR.

(E) INAPPLICABILITY OF PROVISIONS.

SECTION 7-209 OF THIS SUBTITLE DOES NOT APPLY TO A TRANSFER UNDER THIS SECTION.

REVISOR'S NOTE: Subsection (a) of this section is new language added to avoid repetition of the names of the governing boards to which this section applies.

Subsections (b) through (d) of this section are new language derived without substantive change from former Art. 15A, § 8(h)(2) and, except for the introductory phrase, (1).

Subsection (e) of this section is new language substituted for the introductory phrase of former Art. 15A, § 8(h)(1), "[n]otwithstanding subsection (a), subsection (e), subsection (f), or subsection (g)", to clarify that the referenced § 7-209 does apply if a board wants, e.g., to transfer more than 5% of an appropriation or elects to submit a proposed amended schedule.

The substituted language is, in some respects, broader than the former language, since § 7-209(b)(1) and (2) and (d)(2)(i) of this subtitle are derived from or based on former Art. 15A, §§ 20(d) and 27. However, if a board is exempted from the requirement to submit a proposed amended schedule to the Governor, the requirement to submit the proposed amended schedule to the Secretary of Budget and Fiscal Planning and the limitations on the scope of the amendment also seem inapplicable.