(A) REVERSION GENERALLY REQUIRED.

UNLESS THE STATE BUDGET EXPRESSLY PROVIDES OTHERWISE, WHENEVER A NEW OR SUBSTANTIALLY RENOVATED FACILITY DOES NOT BEGIN OPERATION ON THE DATE THAT WAS USED TO DETERMINE THE AMOUNT OF THE APPROPRIATION TO THE FACILITY IN THE STATE BUDGET, THE PART OF THE APPROPRIATION FOR OPERATING EXPENSES THAT IS NOT NEEDED TO PROVIDE SERVICES TO THE SAME CLIENTS, STUDENTS, PATIENTS, OR INMATES SHALL REVERT TO THE GENERAL FUND OR TO AN APPROPRIATE SPECIAL FUND AND MAY NOT BE SPENT FOR ANY OTHER PURPOSE OR TRANSFERRED BY A BUDGET AMENDMENT.

(B) REVERSION ON A PRO RATA BASIS.

IF A FACILITY UNDER THIS SECTION BEGINS TO OPERATE AFTER THE DATE ON WHICH THE APPROPRIATION WAS BASED BUT IN THE SAME FISCAL YEAR, THE DEPARTMENT OF BUDGET AND FISCAL PLANNING SHALL DETERMINE, ON A PRO RATA BASIS, THE AMOUNT OF THE APPROPRIATION FOR OPERATING EXPENSES THAT SHALL REVERT TO THE GENERAL FUND.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 15A, § 2A.

In subsection (a)(1) of this section, the term "General Fund" is substituted for the former reference to the "general treasury", to conform to references elsewhere in this article.

The Commission to Revise the Annotated Code notes, for the consideration of the General Assembly, that the former law seemed, on its face, to provide for the reversion of "the operating funds appropriated for the new facility". However, in order to give meaning to the reference, in former Art. 15A, § 2A(a), to funds appropriated to "a new or substantially renovated facility", the revised language does not limit the reversion requirement for operating funds to a new facility. The revision provides for the reversion of the operating funds that are appropriated for a new or substantially renovated facility.

7-308. NOTICE OF REVERSIONS.

THE SECRETARY OF BUDGET AND FISCAL PLANNING SHALL GIVE EACH MEMBER OF THE GENERAL ASSEMBLY NOTICE OF:

(1) THE TOTAL REVERSIONS AT THE END OF EACH FISCAL YEAR; AND

(2) ANY REVISION OF AN ESTIMATED REVERSION FROM AN APPROPRIATION IN THE STATE BUDGET FOR THE CURRENT FISCAL YEAR.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 15A, § 26.