

10-809.

If an individual is not required to file an income tax return under § 10-805, § 10-806 or § 10-813 of this subtitle, the individual:

(1) is not liable for income tax; and

(2) may file an income tax return to claim a refund of the income tax withheld or estimated income tax paid OR A REFUND UNDER § 10-704 OF THIS TITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That, notwithstanding any other provision of law, for Fiscal Year 1999 only, the Governor shall transfer \$14,500,000 from the Revenue Stabilization Account of the State Reserve Fund to the General Fund in order to offset the effect of this Act on State revenues and expedite the return of those funds set aside for the purpose of providing tax relief to the taxpayers of Maryland.

SECTION 3. AND BE IT FURTHER ENACTED, That the Spending Affordability Committee shall include a recommendation in its final report of the 1999 interim as to the fiscal prudence of accelerating the phase-in of the earned income credit refund enacted under this Act.

SECTION 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1998 and shall be applicable to all taxable years beginning after December 31, 1997.

May 21, 1998

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, I have today vetoed Senate Bill 235.

This bill repeals the September 30, 1998 termination date of the requirement that health insurers, nonprofit health service plans and HMOs (carriers) allow an enrollee to receive up to a 90-day supply of a prescription drug in a single dispensing if authorized by an authorized prescriber. The bill also provides that the requirement to allow for a 90-day supply of a maintenance drug does not apply to the first prescription or change in a prescription for a maintenance drug.

House Bill 173, which was passed by the General Assembly and signed by me on May 21, 1998, accomplishes the same purpose. Therefore, it is not necessary for me to sign Senate Bill 235.

Sincerely,  
Parris N. Glendening  
Governor