

Resolution No.: 17-838
Introduced: July 30, 2013
Adopted: July 30, 2013

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: Councilmember Leventhal and Council President Navarro

SUBJECT: Amendment to Resolution No. 17-762, Approval and Appropriation for the FY 2014 Operating Budget of the Montgomery County Government, Budget Provision No. 10 – Appropriation Transfer from the Future Federal, State, or Other Grant Non-Departmental Account, regarding Grant Funds for the Health Benefit Exchange Connector Entity Program or Other Related Programs of the Affordable Care Act

Background

1. On May 23, 2013 the Council approved Resolution No. 17-762, Approval of and Appropriation for the FY 2014 Operating Budget of the Montgomery County Government. Budget Provision No. 10 authorizes the Executive to transfer appropriation under certain conditions from the Future Federal, State, or Other Grant Non-Departmental Account to the appropriate fund of a department or office to support a program.
2. On June 25, 2013, the Council approved a \$2,881,000 FY 2013 supplemental appropriation to the Department of Health and Human Services to provide the funds needed for Montgomery County to implement the Maryland Health Benefit Exchange Connector Program for Montgomery and Prince George's Counties. The Council was informed that the \$2.8 million was State funding and that Federal funding that is needed to fully implement this effort has not yet been received.
3. The Department of Health and Human Services is expected to begin providing Connector Entity services beginning October 1, 2013. Because of this time constraint, it is critical that the grant funds be appropriated as quickly as possible.

To expedite the appropriation process for FY 2014, Councilmember Leventhal and Council President Navarro recommend that Resolution No. 17-762 Budget Provision No. 10 be amended to allow the County Executive to transfer appropriation from the Future Federal, State, and Other Grant Non-Departmental Account to the appropriate fund for a department or office when the County receives grant funds to implement the Maryland Health Benefit Exchange Connector Entity Program or a related navigation or assistance program required under the Affordable Care Act

Action

The County Council for Montgomery County, Maryland, approves the following action:

Budget Provision No. 10 of Resolution 17-762 is amended as follows:

- 10. This resolution appropriates \$20,000,000 for the Future Federal, State, or Other Grant Non-Departmental Account in the County Government Grant Fund to fund specific programs or activities designated in a grant, donation, contribution, reimbursement, or other non-County funding source received in FY 2014. When the County receives funds for a program from a non-County source, the County Executive may transfer appropriation from this Account to the appropriate fund for a department or office to support the program. The following conditions apply to the use of this transfer authority:
 - (a) The program must not require any new FY 2014 tax-supported appropriation or future tax-supported County funds.
 - (b) Subject to the balance in the account, any amount can be transferred in FY 2014 for any program which meets at least one of the following four conditions: (1) the amount is \$200,000 or less; (2) the program was funded in FY 2013; (3) the program was included in the FY 2014 budget; (4) the program was funded by the Council in a supplemental or special appropriation in FY 2014; (5) the funds are needed to implement the Maryland Health Benefit Exchange Connector Program or other related assistance or navigation program required by the Affordable Care Act or Maryland law.
 - (c) The Executive must notify the Council within 30 days after each transfer.

The Department of Finance may transfer appropriation to the Restricted Donation Special Revenue Fund on a quarterly basis. The Council must approve a transfer for any individual donation which exceeds \$200,000 unless the donation meets one of the conditions in subparagraph (b) of this paragraph.

The Executive must approve each transfer under this paragraph and must notify the Council within 30 days after each transfer. The Office of Management and Budget must maintain a record to ensure that the total appropriation is not exceeded.

The Executive may also transfer an appropriation from a specific department or office grant appropriation in the County Government Grant Fund to the Future Federal, State, or Other Grant Non-Departmental Account when a specific grant is less than the amount appropriated. The amount of the transfer must equal the difference between the amount appropriated and the grant award.

This is a correct copy of Council action.



 Linda M. Lauer, Clerk of the Council