

# HOUSE BILL 923

B5, F1

5lr0764  
CF SB 490

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By: **Delegates Hixson, Barkley, Barve, Carr, Cullison, Dumais, Fraser-Hidalgo, Frick, Gilchrist, Gutierrez, Kaiser, Kelly, Korman, Kramer, Luedtke, A. Miller, Moon, Morales, Platt, Reznik, S. Robinson, Smith, Waldstreicher, ~~and Zucker~~ Zucker, Beidle, Haynes, Sophocleus, Lafferty, Walker, Turner, Jones, and Gaines**

Introduced and read first time: February 13, 2015

Assigned to: Appropriations

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 28, 2015

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Capital Grant Program for Local School Systems With Significant Enrollment**  
3 **Growth or Relocatable Classrooms**

4 FOR the purpose of establishing the Capital Grant Program for Local School Systems With  
5 Significant Enrollment Growth or Relocatable Classrooms; providing for the purpose  
6 of the Program and requiring the Interagency Committee on Public School  
7 Construction to implement and administer the Program; specifying certain  
8 requirements for grants awarded under the Program; requiring the Interagency  
9 Committee to award certain grants to certain county boards of education under the  
10 Program; requiring the Interagency Committee to develop certain eligibility  
11 requirements and certain procedures and processes for grants awarded under the  
12 Program; requiring the Interagency Committee to adopt certain procedures;  
13 requiring the Governor, beginning in a certain fiscal year, to provide a certain  
14 amount of money in the State budget for the Program each fiscal year; specifying  
15 that funding provided under the Program is supplemental to public school  
16 construction funding from other sources; defining certain terms; and generally  
17 relating to the Capital Grant Program for Local School Systems With Significant  
18 Enrollment Growth or Relocatable Classrooms.

19 BY adding to  
20 Article – Education

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Section 5-313  
2 Annotated Code of Maryland  
3 (2014 Replacement Volume and 2014 Supplement)

4 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
5 That the Laws of Maryland read as follows:

6 **Article – Education**

7 **5-313.**

8 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
9 INDICATED.

10 (2) “PROGRAM” MEANS THE CAPITAL GRANT PROGRAM FOR LOCAL  
11 SCHOOL SYSTEMS WITH SIGNIFICANT ENROLLMENT GROWTH OR RELOCATABLE  
12 CLASSROOMS.

13 (3) “SIGNIFICANT ENROLLMENT GROWTH” MEANS ~~STUDENT~~  
14 FULL-TIME EQUIVALENT ENROLLMENT GROWTH IN A LOCAL SCHOOL SYSTEM THAT  
15 HAS EXCEEDED 150% OF THE STATEWIDE AVERAGE OVER THE PAST 5 YEARS.

16 (4) “SIGNIFICANT NUMBER OF RELOCATABLE CLASSROOMS” MEANS  
17 AN AVERAGE OF MORE THAN 300 RELOCATABLE CLASSROOMS IN A LOCAL SCHOOL  
18 SYSTEM OVER THE PAST 5 YEARS.

19 (B) (1) THERE IS A CAPITAL GRANT PROGRAM FOR LOCAL SCHOOL  
20 SYSTEMS WITH SIGNIFICANT ENROLLMENT GROWTH OR RELOCATABLE  
21 CLASSROOMS.

22 (2) THE PURPOSE OF THE PROGRAM IS TO PROVIDE GRANTS FOR  
23 PUBLIC SCHOOL CONSTRUCTION IN LOCAL SCHOOL SYSTEMS THAT ARE  
24 EXPERIENCING SIGNIFICANT ENROLLMENT GROWTH OR A SIGNIFICANT NUMBER OF  
25 RELOCATABLE CLASSROOMS.

26 (C) (1) THE PROGRAM SHALL BE IMPLEMENTED AND ADMINISTERED BY  
27 THE INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION IN ACCORDANCE WITH  
28 THIS SECTION.

29 (2) GRANTS AWARDED BY THE INTERAGENCY COMMITTEE UNDER  
30 THE PROGRAM:

31 ~~(1) MAY NOT COVER MORE THAN 50% OF THE COSTS OF A~~  
32 ~~PROJECT;~~

1                   ~~(H)~~ (I)       SHALL BE MATCHED BY LOCAL FUNDS EQUAL TO THE  
2 REQUIRED LOCAL COST-SHARE ESTABLISHED IN ACCORDANCE WITH § 5-301(D)(3)  
3 OF THIS SUBTITLE; AND

4                   ~~(H)~~ (II)       SHALL BE APPROVED BY THE BOARD OF PUBLIC  
5 WORKS.

6           (D)   THE INTERAGENCY COMMITTEE SHALL:

7                   (1)   PROVIDE GRANTS FROM STATE FUNDS DEDICATED FOR THE  
8 PROGRAM TO COUNTY BOARDS FOR PUBLIC SCHOOL CONSTRUCTION IN LOCAL  
9 SCHOOL SYSTEMS THAT ARE EXPERIENCING SIGNIFICANT ENROLLMENT GROWTH  
10 OR A SIGNIFICANT NUMBER OF RELOCATABLE CLASSROOMS;

11                   (2)   DEVELOP A PROCEDURE FOR A COUNTY BOARD TO APPLY FOR A  
12 GRANT UNDER THE PROGRAM;

13                   (3)   DEVELOP ELIGIBILITY REQUIREMENTS FOR A COUNTY BOARD TO  
14 RECEIVE A GRANT UNDER THE PROGRAM, INCLUDING A REQUIREMENT FOR A  
15 COUNTY BOARD TO PROVIDE FUNDS TO MATCH A GRANT AWARD; AND

16                   (4)   DEVELOP A PROCESS TO ALLOCATE GRANT AWARDS UNDER THE  
17 PROGRAM THAT ALLOCATE FUNDS BASED ON EACH ELIGIBLE COUNTY BOARD'S  
18 PROPORTIONATE SHARE OF THE TOTAL FULL-TIME EQUIVALENT ENROLLMENT OF  
19 THE COUNTY BOARDS THAT ARE ELIGIBLE TO PARTICIPATE IN THE PROGRAM.

20           (E)   BEGINNING IN FISCAL YEAR 2016 AND EACH FISCAL YEAR THEREAFTER,  
21 IN ADDITION TO THE ANNUAL AMOUNT OTHERWISE PROVIDED IN THE CAPITAL  
22 IMPROVEMENT PROGRAM OF THE PUBLIC SCHOOL CONSTRUCTION PROGRAM, THE  
23 GOVERNOR SHALL PROVIDE AN ADDITIONAL \$20,000,000 ANNUALLY IN THE  
24 CAPITAL IMPROVEMENT PROGRAM OF THE PUBLIC SCHOOL CONSTRUCTION  
25 PROGRAM THAT MAY BE USED ONLY TO AWARD GRANTS UNDER THE PROGRAM.

26           (F)   THE STATE FUNDING PROVIDED UNDER THE PROGRAM IS  
27 SUPPLEMENTAL TO AND IS NOT INTENDED TO TAKE THE PLACE OF FUNDING THAT  
28 WOULD OTHERWISE BE APPROPRIATED FOR PUBLIC SCHOOL CONSTRUCTION  
29 PURPOSES TO A COUNTY BOARD FROM ANY OTHER SOURCE.

30           (G)   THE INTERAGENCY COMMITTEE SHALL ADOPT PROCEDURES  
31 NECESSARY TO IMPLEMENT THIS SECTION.

32           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June  
33 1, 2015.