

SENATE BILL 490

B5, F1

5lr0761
CF HB 923

By: **Senators King, Feldman, Kagan, Lee, Madaleno, Manno, Montgomery, ~~and Raskin~~ Raskin, Currie, Guzzone, and Peters**

Introduced and read first time: February 6, 2015

Assigned to: Budget and Taxation

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 26, 2015

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
21 Section 5–313
22 Annotated Code of Maryland
23 (2014 Replacement Volume and 2014 Supplement)

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

3 **Article – Education**

4 **5–313.**

5 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
6 INDICATED.

7 (2) “PROGRAM” MEANS THE CAPITAL GRANT PROGRAM FOR LOCAL
8 SCHOOL SYSTEMS WITH SIGNIFICANT ENROLLMENT GROWTH OR RELOCATABLE
9 CLASSROOMS.

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

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

16 (B) (1) THERE IS A CAPITAL GRANT PROGRAM FOR LOCAL SCHOOL
17 SYSTEMS WITH SIGNIFICANT ENROLLMENT GROWTH OR RELOCATABLE
18 CLASSROOMS.

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

23 (C) (1) THE PROGRAM SHALL BE IMPLEMENTED AND ADMINISTERED BY
24 THE INTERAGENCY COMMITTEE ON SCHOOL CONSTRUCTION IN ACCORDANCE WITH
25 THIS SECTION.

26 (2) GRANTS AWARDED BY THE INTERAGENCY COMMITTEE UNDER
27 THE PROGRAM:

28 ~~(I) MAY NOT COVER MORE THAN 50% OF THE COSTS OF A~~
29 ~~PROJECT;~~

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

1 ~~(H)~~ (II) SHALL BE APPROVED BY THE BOARD OF PUBLIC
2 WORKS.

3 (D) THE INTERAGENCY COMMITTEE SHALL:

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

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

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

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

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

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

27 (G) THE INTERAGENCY COMMITTEE SHALL ADOPT PROCEDURES
28 NECESSARY TO IMPLEMENT THIS SECTION.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June
30 1, 2015.