

## Article - Education

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§5–207.

(a) (1) In this section the following words have the meanings indicated.

(2) “Aggregate State funding level for the compensatory education formula” means the product of the compensatory education per pupil amount and the statewide compensatory education enrollment count.

(3) (i) Except as provided in subparagraph (ii) of this paragraph, “compensatory education enrollment count” means the number of students eligible for free or reduced price meals for the prior fiscal year.

(ii) For fiscal years 2017 and 2018, “compensatory education enrollment count” means:

1. The number of students eligible for free or reduced price meals for the prior fiscal year; or

2. For county boards that participate, in whole or in part, in the United States Department of Agriculture community eligibility provision, the number of students equal to the greater of:

A. The sum of the number of students in participating schools identified by direct certification for the prior fiscal year, plus the number of students identified by the income information provided by the family to the school system on an alternative form developed by the Department for the prior fiscal year, plus the number of students eligible for free and reduced price meals from any schools not participating in the community eligibility provision for the prior fiscal year; or

B. Subject to subparagraph (iii) of this paragraph, the number of students eligible for free and reduced price meals at schools not participating in the community eligibility provision for the prior fiscal year, plus the product of the percentage of students eligible for free and reduced price meals at participating schools for the fiscal year prior to opting into the community eligibility provision multiplied by the prior fiscal year enrollment.

(iii) For the purpose of the calculation under subparagraph (ii)2B of this paragraph, the schools participating in the community eligibility provision during the pilot year may use the percentage of students identified for free and reduced price meals during the pilot year.

(4) “Compensatory education per pupil amount” means 97% of the annual per pupil foundation amount calculated under § 5–202 of this subtitle multiplied by the State share of compensatory education funding.

(5) “Eligible for free or reduced price meals” means eligible for free or reduced price meals based on eligibility requirements established by the United States Department of Agriculture.

(6) “Full-time equivalent enrollment” has the meaning stated in § 5–202 of this subtitle.

(7) “Local wealth per pupil” means a county’s wealth divided by the county’s full-time equivalent enrollment.

(8) “State share of compensatory education funding” means:

(i) 0.29 in fiscal year 2004;

(ii) 0.37 in fiscal year 2005;

(iii) 0.41 in fiscal year 2006;

(iv) 0.46 in fiscal year 2007; and

(v) 0.50 in fiscal year 2008 and each fiscal year thereafter.

(9) “Statewide wealth per pupil” means the sum of the wealth of all counties divided by the statewide full-time equivalent enrollment.

(10) “Wealth” has the meaning stated in § 5–202 of this subtitle.

(b) Each year the State shall distribute compensatory education grants to county boards.

(c) (1) The amount of the compensatory education grant distributed to a county board shall be calculated as provided in this subsection.

(2) For each county, multiply the compensatory education per pupil amount by the county’s compensatory education enrollment count.

(3) For each county, divide the result calculated under paragraph (2) of this subsection by the ratio, rounded to seven decimal places, of local wealth per pupil to statewide wealth per pupil.

(4) For each county, multiply the result calculated under paragraph (3) of this subsection for the county by the result, rounded to seven decimal places, that results from dividing the aggregate State funding level for the compensatory education formula by the sum of all of the results calculated under paragraph (3) of this subsection for all counties.

(d) (1) If the amount calculated under subsection (c)(4) of this section for any county is less than the minimum compensatory education grant amount determined under paragraph (2) of this subsection, the State shall distribute an additional grant

to the county in the amount by which the minimum compensatory education grant amount exceeds the result calculated under subsection (c)(4) of this section.

(2) For purposes of paragraph (1) of this subsection, the minimum compensatory education grant amount for each county is the result obtained by multiplying the compensatory education per pupil amount by the county's compensatory education enrollment count, and multiplying this product by:

- (i) 0.50 for fiscal year 2004;
- (ii) 0.66 for fiscal year 2005;
- (iii) 0.70 for fiscal year 2006;
- (iv) 0.76 for fiscal year 2007; and
- (v) 0.80 for fiscal year 2008 and each fiscal year thereafter.

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