# HOUSE BILL 209

6lr1288

By: **Delegates Krebs, Afzali, Ciliberti, Kittleman, Rose, and Shoemaker** Introduced and read first time: January 22, 2016 Assigned to: Appropriations

### A BILL ENTITLED

1 AN ACT concerning

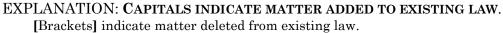
#### 2 Education – State Grant to Counties With Declining Student Enrollment

- FOR the purpose of establishing eligibility for a county board of education to receive a
  certain State grant; requiring a certain grant to be provided to eligible county boards
  in certain fiscal years; declaring the intent of the General Assembly; requiring the
  Governor to transfer certain funds for a certain fiscal year to eligible counties in a
  certain year under certain circumstances; requiring certain funds to be provided in
  a certain fiscal year if certain funds are not transferred; and generally relating to
  State education aid.
- 10 BY repealing and reenacting, with amendments,
- 11 Article Education
- 12 Section 5–202(i)
- 13 Annotated Code of Maryland
- 14 (2014 Replacement Volume and 2015 Supplement)
- 15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
   16 That the Laws of Maryland read as follows:
- 17

## Article – Education

- 18 5–202.
- 19 (i) (1) In this subsection, "total direct education aid" means the total financial 20 assistance provided by the State to a county board under the following programs:
- (i) Funding for the foundation program including funds for the
   Geographic Cost of Education under this section;
- 23

(ii) Transportation aid under § 5–205 of this subtitle;





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$rac{1}{2}$	subtitle;	(iii)	Funding for compensatory education under § 5–207 of this		
$\frac{3}{4}$	5–208 of this subti	(iv) tle;	Funding for students with limited English proficiency under §		
$5 \\ 6$	subtitle;	(v)	Funding for special education students under § 5–209 of this		
7 8	this subtitle; and	(vi)	Funding for the guaranteed tax base program under § 5–210 of		
9		(vii)	Funding for grants provided under this subsection.		
$10 \\ 11 \\ 12 \\ 13$	shall provide a gra	l year i nt to th	scal year 2012 only, if a county board's total direct education aid is less than the prior fiscal year by more than 6.5%, then the State he county board in an amount necessary to ensure that a decrease aid is not more than 6.5%.		
14 15 16 17	shall provide a gra	al year nt to th	scal year 2013 only, if a county board's total direct education aid is less than the prior fiscal year by more than 5%, then the State he county board in an amount necessary to ensure that a decrease aid is not more than 5%.		
18 19 20 21	shall provide a gr	al year ant to	scal year 2014 only, if a county board's total direct education aid is less than the prior fiscal year by more than 1%, then the State the county board equal to 25% of the decrease in total direct ior fiscal year to the current fiscal year.		
$\begin{array}{c} 22\\ 23 \end{array}$	(5) is eligible for a Sta	(i) Ite gran	For fiscal years 2015 [through 2017] AND 2016, a county board at under this paragraph if a county board's:		
24			1. Full-time equivalent enrollment is less than 5,000;		
$\begin{array}{c} 25\\ 26 \end{array}$	is less than the pri	or fisca	2. Full-time equivalent enrollment in the current fiscal year al year; and		
$\begin{array}{c} 27\\ 28 \end{array}$	than the prior fisca	al year	3. Total direct education aid in the current fiscal year is less by more than 1%.		
29 30	under subparagraj	(ii) ph (i) or	The State shall provide a grant to a county board that is eligible f this paragraph.		
$\frac{31}{32}$	education aid from	(iii) the pr	The grant shall be equal to 50% of the decrease in total direct ior fiscal year to the current fiscal year.		

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1	(6) (I) FOR FISCAL YEARS 2017 AND 2018, A COUNTY BOARD IS			
2	ELIGIBLE FOR A STATE GRANT UNDER THIS PARAGRAPH IF A COUNTY BOARD'S:			
3	1. FULL-TIME EQUIVALENT ENROLLMENT IN THE			
4	CURRENT FISCAL YEAR IS LESS THAN THE PRIOR FISCAL YEAR; AND			
<b>5</b>	2. TOTAL DIRECT EDUCATION AID IN THE CURRENT			
6	FISCAL YEAR IS LESS THAN THE PRIOR FISCAL YEAR BY MORE THAN 1%.			
7	(II) THE STATE SHALL PROVIDE A GRANT TO A COUNTY BOARD			
8	THAT IS ELIGIBLE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.			
9	(III) THE GRANT SHALL BE EQUAL TO 100% OF THE DECREASE			
10	IN TOTAL DIRECT EDUCATION AID FROM THE PRIOR FISCAL YEAR TO THE CURRENT			
11	FISCAL YEAR.			
12	SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General			
13	Assembly that the Governor transfer funds to a county board of education for fiscal year			
14	2017 in accordance with this Act if funds are restricted for this purpose in the 2017 budget			
15	bill (S.B/H.B) (Chapter, Acts of the General Assembly of 2016). If funds are			
$\frac{16}{17}$	restricted in the budget bill and the Governor does not transfer the fiscal 2017 funds in			
17 $18$	accordance with this Act, then that amount shall be provided to the county board in fiscal year 2018. If a county board also qualifies for a grant for fiscal year 2018 under this Act,			
10	then the total grant owed to a county board in fiscal year 2018 shall be equal to the fiscal			
$\frac{10}{20}$	2018 amount calculated under this Act plus the fiscal 2017 amount calculated under this			
$\frac{1}{21}$	Act.			

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect June
 1, 2016.