

# SENATE BILL 1055

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CF HB 1098

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By: **Senator Hough**

Introduced and read first time: February 18, 2016

Assigned to: Rules

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## A BILL ENTITLED

1 AN ACT concerning

2 **Frederick County – Public School Construction – State Funding**

3 FOR the purpose of requiring additional State funding for certain public school construction  
4 projects in Frederick County that meet certain criteria; providing for the application  
5 of this Act; declaring the intent of the General Assembly; requiring the Governor to  
6 transfer certain funds to the Frederick County Board of Education under certain  
7 circumstances; and generally relating to school construction in Frederick County.

8 BY adding to

9 Article – Education

10 Section 5–314

11 Annotated Code of Maryland

12 (2014 Replacement Volume and 2015 Supplement)

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

15 **Article – Education**

16 **5–314.**

17 **(A) THIS SECTION APPLIES ONLY IN FREDERICK COUNTY.**

18 **(B) THIS SECTION APPLIES TO A FINAL BID AWARDED FOR A PUBLIC**  
19 **SCHOOL CONSTRUCTION PROJECT IN FISCAL YEAR 2015 OR ANY FISCAL YEAR**  
20 **THEREAFTER.**

21 **(C) THE STATE SHALL PROVIDE ADDITIONAL FUNDS EQUAL TO THE**  
22 **DIFFERENCE BETWEEN THE FINAL BID AND THE COMBINED ALLOCATION FOR THE**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 PUBLIC SCHOOL CONSTRUCTION PROJECT AT THE TIME OF THE FINAL BID AWARD,  
2 IF:

3 (1) A FINAL BID ACCEPTED BY THE LOCAL EDUCATION AGENCY IS IN  
4 EXCESS OF THE COMBINED STATE AND LOCAL ALLOCATION; AND

5 (2) LEGISLATION WAS ENACTED IN THE FISCAL YEAR IMMEDIATELY  
6 PRECEDING THE FISCAL YEAR IN WHICH THE PROJECT WAS BID THAT IMPOSES A  
7 NEW FINANCIAL MANDATE ON THE FISCAL YEAR IN WHICH THE PROJECT WAS BID.

8 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General  
9 Assembly that the Governor transfer funds to the Frederick County Board of Education in  
10 accordance with this Act for any fiscal year in which funds are restricted for this purpose  
11 in the budget bill.

12 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
13 1, 2016.