

HB1415/434234/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO HOUSE BILL 1415
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 9, strike “consult with” and substitute “establish a certain steering committee of”; and in line 10, after “universities;” insert “prohibiting the Department from implementing certain recruitment efforts until certain consultation has taken place;”.

On page 2, in line 4, after “period;” insert “requiring the Department to make a certain effort in awarding grants;”; in line 11, after “date;” insert “establishing the Commission on Innovation and Excellence in Education Fund as a special, nonlapsing fund; specifying the purpose of the Fund; requiring the State Department of Education to administer the Fund; requiring the State Treasurer to hold the Fund and the Comptroller to account for the Fund; specifying the contents of the Fund; specifying the purpose for which the Fund may be used; providing for the investment of money in and expenditures from the Fund; requiring interest earnings of the Fund to be credited to the Fund; exempting the Fund from a certain provision of law requiring interest earnings on State money to accrue to the General Fund of the State; requiring a certain amount of certain revenue to be distributed to a certain Fund on or before a certain date;”; and in line 37, after “obligation;” insert “altering the circumstances for which a certain amount of an award shall be forgiven;”.

On page 3, in line 12, strike “and 5–216” and substitute “5–216, and 5–219”; and after line 26, insert:

“BY repealing and reenacting, without amendments,
Article - State Finance and Procurement
Section 6–226(a)(2)(i)
Annotated Code of Maryland”

(Over)

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(2015 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article - State Finance and Procurement

Section 6-226(a)(2)(ii)101. and 102.

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)

BY adding to

Article - State Finance and Procurement

Section 6-226(a)(2)(ii)103.

Annotated Code of Maryland

(2015 Replacement Volume and 2017 Supplement)

BY adding to

Article - Tax - General

Section 2-605.1

Annotated Code of Maryland

(2016 Replacement Volume and 2017 Supplement)

BY repealing and reenacting, with amendments,

Article - Tax - General

Section 2-606(a)

Annotated Code of Maryland

(2016 Replacement Volume and 2017 Supplement)".

AMENDMENT NO. 2

On page 5, in line 7, strike "AND"; in line 12, after "ARTICLE" insert "; AND

(3) PROVIDE INFORMATION TO INCREASE AWARENESS OF THE OPPORTUNITY GAPS THAT EXIST IN VARIOUS SCHOOLS AND THE RACIAL

DISPARITIES BETWEEN THE STUDENT DEMOGRAPHICS AND TEACHING POPULATION”;

in line 13, strike “**TO THE EXTENT POSSIBLE, THE**” and substitute “**THE**”; in line 20, after “**(2)**” insert “**(I)**”; in the same line, strike “**CONSULT WITH**” and substitute “**ESTABLISH A STEERING COMMITTEE THAT INCLUDES INDIVIDUALS FROM ETHNIC, RACIAL, GENDER, AND OTHER DEMOGRAPHIC GROUPS AND THAT INCLUDES BOTH FACULTY AND STUDENT REPRESENTATIVES OF**”; in line 21, strike “**IN IMPLEMENTING**” and substitute “**AND OTHER INSTITUTIONS OF HIGHER EDUCATION.**”

(II) THE DEPARTMENT MAY NOT IMPLEMENT”;

and in line 22, after “**SUBSECTION**” insert “**UNTIL FULL CONSULTATION WITH THE STEERING COMMITTEE HAS TAKEN PLACE**”.

AMENDMENT NO. 3

On page 6, in line 3, strike “**FULL-TIME,**”; in line 17, after “**(V)**” insert “**1.**”; and in line 18, after “**SECTION**” insert “**;****OR**

2. HAS A FISCAL SPONSOR WHO CAN MEET THE REQUIREMENTS OF THIS SECTION”.

On page 8, in line 9, strike “**LITERACY PROGRAM**” and substitute “**QUALIFYING SCHOOL**”; in line 10, strike “**SCHOOL WITH A**”; in line 13, strike “**A FULL RANGE OF**”; and in line 19, strike “**THREE**” and substitute “**MULTIPLE**”.

On page 9, in line 1, after “**(2)**” insert “**(I)**”; after line 2, insert:

“(II) IN AWARDING GRANTS UNDER THE INITIATIVE, THE DEPARTMENT SHALL MAKE EVERY EFFORT TO ENSURE THAT QUALIFYING SCHOOLS USE LITERACY PROGRAMS THAT UTILIZE VARIOUS EVIDENCE-BASED APPROACHES AND METHODOLOGIES FOR:

1. COMPARISON PURPOSES; AND
2. THE COLLECTION OF MULTIPLE DATA POINTS FOR LONG-TERM REVIEW.”;

and in line 4, strike “\$50,000” and substitute “\$75,000”.

AMENDMENT NO. 4

On page 9, after line 23, insert:

“5-219.

(A) IN THIS SECTION, “FUND” MEANS THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.

(B) THERE IS A COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.

(C) THE PURPOSE OF THE FUND IS TO ASSIST IN PROVIDING ADEQUATE FUNDING FOR EARLY CHILDHOOD EDUCATION AND PRIMARY AND SECONDARY EDUCATION TO PROVIDE A WORLD-CLASS EDUCATION TO STUDENTS SO THEY ARE PREPARED FOR COLLEGE AND A CAREER IN THE GLOBAL ECONOMY OF THE 21ST CENTURY, BASED ON THE FINAL RECOMMENDATIONS OF THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION.

(D) THE DEPARTMENT SHALL ADMINISTER THE FUND.

(E) (1) THE FUND IS A SPECIAL, NONLAPSING FUND THAT IS NOT SUBJECT TO § 7-302 OF THE STATE FINANCE AND PROCUREMENT ARTICLE.

(2) THE STATE TREASURER SHALL HOLD THE FUND SEPARATELY, AND THE COMPTROLLER SHALL ACCOUNT FOR THE FUND.

(F) THE FUND CONSISTS OF:

(1) REVENUE DISTRIBUTED TO THE FUND UNDER § 2-605.1 OF THE TAX – GENERAL ARTICLE;

(2) MONEY APPROPRIATED IN THE STATE BUDGET FOR THE FUND; AND

(3) ANY OTHER MONEY FROM ANY OTHER SOURCE ACCEPTED FOR THE BENEFIT OF THE FUND.

(G) THE FUND MAY BE USED ONLY TO ASSIST IN PROVIDING ADEQUATE FUNDING FOR EARLY CHILDHOOD EDUCATION AND PRIMARY AND SECONDARY EDUCATION THROUGH REVISED EDUCATION FUNDING FORMULAS BASED ON THE FINAL RECOMMENDATIONS OF THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION.

(H) (1) THE STATE TREASURER SHALL INVEST THE MONEY OF THE FUND IN THE SAME MANNER AS OTHER STATE MONEY MAY BE INVESTED.

(2) ANY INTEREST EARNINGS OF THE FUND SHALL BE CREDITED TO THE FUND.

(1) EXPENDITURES FROM THE FUND MAY BE MADE ONLY IN ACCORDANCE WITH THE STATE BUDGET.

AMENDMENT NO. 5

On page 17, in line 6, after “(1)” insert “**(I)**”; in line 8, strike “(2)” and substitute “**(II)**”; and in line 10, after “section” insert “**;** **OR**

(2) THE RECIPIENT PROVIDES TO THE OFFICE SATISFACTORY EVIDENCE OF EXTENUATING CIRCUMSTANCES THAT PREVENT THE RECIPIENT FROM BECOMING PROFESSIONALLY CERTIFIED TO TEACH IN THE STATE.

On page 20, after line 20, insert:

“Article – State Finance and Procurement

6–226.

(a) (2) (i) Notwithstanding any other provision of law, and unless inconsistent with a federal law, grant agreement, or other federal requirement or with the terms of a gift or settlement agreement, net interest on all State money allocated by the State Treasurer under this section to special funds or accounts, and otherwise entitled to receive interest earnings, as accounted for by the Comptroller, shall accrue to the General Fund of the State.

(ii) The provisions of subparagraph (i) of this paragraph do not apply to the following funds:

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101. the Advance Directive Program Fund; [and]

102. the Make Office Vacancies Extinct Matching Fund;

AND

103. THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND.

Article – Tax – General

2-605.1.

AFTER MAKING THE DISTRIBUTIONS REQUIRED UNDER §§ 2-604 AND 2-605 OF THIS SUBTITLE, ON OR BEFORE JUNE 30, 2019, THE COMPTROLLER SHALL DISTRIBUTE \$200,000,000 OF THE INCOME TAX REVENUE FROM INDIVIDUALS TO THE COMMISSION ON INNOVATION AND EXCELLENCE IN EDUCATION FUND ESTABLISHED UNDER § 5-219 OF THE EDUCATION ARTICLE.

2-606.

(a) After making the distributions required under [§§ 2-604 and 2-605] §§ 2-604, 2-605, AND 2-605.1 of this subtitle, from the remaining income tax revenue from individuals, the Comptroller shall distribute to an unallocated individual revenue account the income tax revenue:

(1) with respect to which an income tax return is not filed; and

(2) that is attributable to:

(i) income tax withheld from salary, wages, or other compensation for personal services under Title 10 of this article; or

(Over)

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(ii) estimated income tax payments by individuals.”.