
By: Delegate Schisler

Introduced and read first time: January 29, 1997

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - State Aid to Education - County Share - Maintenance of Effort - Waiver**

3 FOR the purpose of expanding the conditions under which the State Board of Education
4 may waive a county's local appropriation amount of the basic current expenses for
5 education in the county; and generally relating to a waiver by the State Board of
6 Education of the local maintenance of effort for education by a county under
7 certain circumstances.

8 BY repealing and reenacting, with amendments,
9 Article - Education
10 Section 5-202(b)
11 Annotated Code of Maryland
12 (1997 Replacement Volume)

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

15 **Article - Education**

16 5-202.

17 (b) (1) Each county board and the Mayor and City Council of Baltimore City
18 shall receive from the State, in the manner and subject to the limitations under this
19 section, an amount for each school year to be known as the "State share of basic current
20 expenses" for each county, which shall be calculated as indicated in this subsection.

21 (2) (i) The basic current expenses to be shared shall equal the per pupil
22 basic current expense figure multiplied by full-time equivalent enrollment.

23 (ii) 1. If State aid for public elementary and secondary education
24 exceeds 31.5% of the projected general funds of the State in any fiscal year, then the
25 amount required for the per pupil basic current expense figure may not be implemented
26 for the next fiscal year unless the General Assembly, at the regular session immediately
27 preceding that next fiscal year, affirms by joint resolution that the additional State aid
28 required using the per pupil basic current expense figure is within the State's fiscal
29 resources.

4

1 (iii) Add the two products arrived at in subparagraphs (i) and (ii) of
2 this paragraph, and divide the resulting sum by the sum of the wealth of all of the counties
3 in this State.

4 (iv) The resulting quotient, rounded to 7 decimal places, and expressed
5 as a percent with 5 decimal places, is the local contribution rate.

6 (5) (i) Except as provided in subparagraph (ii) of this paragraph, the
7 State share of basic current expenses for each county is the difference between the county
8 share calculated under paragraph (3) of this subsection and the basic current expense to
9 be shared, as indicated in paragraph (2) of this subsection.

10 (ii) If the State share of basic current expenses, as calculated under
11 subparagraph (i) of this paragraph, is less than the product of \$60 and the county's
12 full-time equivalent enrollment, the State share of basic current expenses for the county
13 shall be the product of \$60 and the county's full-time equivalent enrollment.

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 1997.