

HOUSE BILL 1

Unofficial Copy  
F1

1998 Regular Session  
(8lr1063)

**ENROLLED BILL**

-- *Ways and Means/Budget and Taxation* --

Introduced by **Delegate Taylor and The Speaker (Administration) and Delegates Campbell, Conway, Cryor, Finifter, Hixson, Holt, Kopp, Proctor, Rawlings, Workman, Dewberry, Hurson, Curran, Busch, Guns, Vallario, Harrison, Menes, Arnick, Owings, W. Baker, Barve, Benson, Billings, E. Burns, Cadden, Clagett, Conroy, C. Davis, Dembrow, Doory, Dypski, Franchot, Frank, Frush, ~~Fulton~~, Genn, Goldwater, Gordon, Grosfeld, Healey, Hecht, Heller, Howard, Jones, Kagan, Krysiak, Linton, Love, Malone, Mandel, Marriott, McIntosh, Minnick, V. Mitchell, Morhaim, Nathan-Pulliam, Palumbo, Perry, Petzold, Pitkin, Preis, Rudolph, Shriver, Slade, Turner, Weir, ~~and Wood Wood, and Patterson Patterson, DeCarlo, Valderrama, Miller, McHale, and Donoghue~~**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

\_\_\_\_\_  
Speaker.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **School Accountability Funding for Excellence**

3 FOR the purpose of establishing a School Accountability Funding for Excellence  
4 Program for public school systems of the State; revising the funding and certain  
5 requirements for programs for non- and limited-English proficient students;  
6 providing certain funds to certain public school systems pursuant to certain  
7 formulas; providing certain funds and establishing certain requirements for

1 professional development programs in certain schools; providing certain  
2 funding, subject to certain conditions, for the Baltimore County Teacher  
3 Mentoring Program; providing certain funding, subject to certain conditions, for  
4 a Prince George's County teacher mentoring program; providing certain funding,  
5 subject to certain conditions, for the Early Elementary Education Program;  
6 providing certain funding, subject to certain conditions, for certain  
7 prekindergarten early intervention; providing certain funding, subject to certain  
8 conditions, for certain programs in Prince George's County and certain  
9 statewide teacher certification and development initiatives; requiring a certain  
10 audit of the Prince George's County public schools; establishing a certain  
11 management oversight panel; providing that certain existing funding for Prince  
12 George's County schools may be directed to support certain programs;  
13 establishing a certain Coordination Office; providing certain funding, subject to  
14 certain conditions, for school library programs; mandating certain  
15 accountability provisions for receipt of certain funds; requiring the State Board  
16 of Education to adopt certain regulations implementing certain plans; requiring  
17 certain annual reports to the General Assembly; prohibiting the use of certain  
18 State funds provided under this Act to supplant certain funds under certain  
19 circumstances; providing certain funding for the Aging School Program; stating  
20 the intent of the General Assembly concerning certain funding for the operating  
21 expenses of the Coordination Office; providing for the termination of this Act;  
22 and generally relating to State aid for public education.

23 BY repealing and reenacting, with amendments,  
24 Article - Education  
25 Section 5-206  
26 Annotated Code of Maryland  
27 (1997 Replacement Volume and 1997 Supplement)

28 Preamble

29 WHEREAS, The Maryland General Assembly recognizes that a large portion of  
30 the nearly 1,000,000 students who attend public schools across the State are at risk of  
31 not performing at high academic levels; and

32 WHEREAS, The 1993 Governor's Commission on School Funding found that the  
33 single best predictor of school performance is the percentage of students approved for  
34 free or reduced price meals; and

35 WHEREAS, In the last 5 years the number of students receiving free and  
36 reduced price meals has increased by over 35 percent while student enrollment has  
37 increased by only 12 percent; and

38 WHEREAS, Other factors contributing to the lower academic achievements of  
39 at-risk students include possessing limited English proficiency skills, attending  
40 schools that have a large portion of inexperienced teachers, and being from highly  
41 mobile families that move several times during a school year; and

1 WHEREAS, The number of limited-English proficient students has increased  
2 during this same period by over 31 percent; and

3 WHEREAS, The 1997 Task Force on Education Funding Equity, Accountability,  
4 and Partnerships examined the educational needs of all public school students in  
5 Maryland, particularly the needs of at-risk students, and determined that additional  
6 State funding is necessary to fill gaps in programs serving at-risk students; now,  
7 therefore,

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

10 **Article - Education**

11 5-206.

12 (a) THIS SECTION MAY BE CITED AS THE SCHOOL ACCOUNTABILITY FUNDING  
13 FOR EXCELLENCE PROGRAM.

14 (B) (1) [(i)] In this section the following words have the meanings indicated.

15 (2) "FULL-TIME EQUIVALENT ENROLLMENT" HAS THE MEANING  
16 PROVIDED IN § 5-202 OF THIS SUBTITLE.

17 [(ii)] (3) "Non- and limited-English proficient student" means a  
18 student identified as non- or limited-English proficient under the Maryland State  
19 Department of Education's Maryland School Performance Program reporting  
20 requirements. This definition should be consistent with federal guidelines for the  
21 identification of students with limited English proficiency, as defined by the following  
22 criteria: the student was born outside of the United States or whose native language  
23 is not English; the student comes from an environment where a language other than  
24 English is dominant; or the student is an American Indian or Alaskan native and  
25 comes from an environment where a language other than English has had a  
26 significant impact on his/her level of English language proficiency.

27 [(iii)] (4) "Non- and limited-English proficient student count"  
28 means the number of non- and limited-English proficient students as of May 15 of a  
29 school year.

30 (5) "WEALTH" HAS THE MEANING PROVIDED IN § 5-202 OF THIS  
31 SUBTITLE.

32 [(2) Except as provided under regulations adopted by the State Board of  
33 Education, a student may not be included in the non- and limited-English  
34 proficiency student count for more than 2 school years.]

35 [(b)] (C) (1) Beginning in Fiscal Year 1995, the Department shall distribute  
36 annually to each county board a grant for the purpose of providing instruction and  
37 services to non- and limited-English proficient students.

1 (2) (i) In Fiscal Year 1995, the amount of the grant shall be distributed  
 2 on the basis of the non- and limited-English proficient student count for the school  
 3 year prior to the fiscal year for which the appropriation is provided.

4 (ii) For Fiscal Year 1996 [and every year thereafter] THROUGH  
 5 FISCAL YEAR 1998, the Governor shall include in the State budget funding for the  
 6 grant, in an amount at least equal to \$500 times the non- and limited-English  
 7 proficient student count for the second preceding school year prior to the fiscal year  
 8 for which the appropriation is provided.

9 (III) FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER,  
 10 THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET FUNDING FOR THE GRANT  
 11 IN AN AMOUNT AT LEAST EQUAL TO \$1,350 TIMES THE NON- AND LIMITED-ENGLISH  
 12 PROFICIENT STUDENT COUNT FOR THE SECOND PRECEDING SCHOOL YEAR PRIOR  
 13 TO THE FISCAL YEAR FOR WHICH THE APPROPRIATION IS PROVIDED.

14 (3) To be eligible to receive the grants provided under paragraph (2) of  
 15 this subsection, a county board ~~shall have programs for providing instruction and~~  
 16 ~~services to non- and limited-English proficient students that are approved by the~~  
 17 ~~Department~~ SHALL:

18 (I) HAVE PROGRAMS FOR PROVIDING INSTRUCTION AND  
 19 SERVICES TO NON- AND LIMITED-ENGLISH PROFICIENT STUDENTS THAT ARE  
 20 APPROVED BY THE DEPARTMENT; AND

21 (II) IN ACCORDANCE WITH DEPARTMENT GUIDELINES, ANNUALLY  
 22 EVALUATE NON- AND LIMITED-ENGLISH PROFICIENT STUDENTS IN LISTENING,  
 23 SPEAKING, READING, AND WRITING ENGLISH TO DETERMINE ELIGIBILITY.

24 [(c) (1)] (4) (I) The Department shall establish guidelines for programs  
 25 AND GRANT ELIGIBILITY for non- and limited-English proficient students.

26 (II) THE DEPARTMENT AND THE STATE BOARD SHALL REPORT  
 27 ANNUALLY TO THE GENERAL ASSEMBLY, SUBJECT TO § 2-1246 OF THE STATE  
 28 GOVERNMENT ARTICLE, ON THE ASSESSMENT PROCESS AND EFFECTIVENESS OF  
 29 PROGRAMS FOR NON- AND LIMITED-ENGLISH PROFICIENT STUDENTS.

30 [(2)] (5) A county board shall expend the State funds received under this  
 31 [section] SUBSECTION for programs for non- and limited-English proficient  
 32 students and shall report annually to the Department on the actual expenditures of  
 33 the State funds received under this section.

34 (D) (1) EACH COUNTY BOARD SHALL RECEIVE FROM THE STATE, IN THE  
 35 MANNER AND SUBJECT TO THE LIMITATIONS UNDER THIS SECTION, AN AMOUNT  
 36 FOR EACH SCHOOL YEAR TO BE KNOWN AS THE "TARGETED IMPROVEMENT GRANT",  
 37 WHICH SHALL BE CALCULATED AS PROVIDED IN THIS SUBSECTION.

38 (2) FOR EACH FISCAL YEAR, THE TARGETED IMPROVEMENT GRANT  
 39 FUNDING LEVEL SHALL BE THE PRODUCT OF 2.5 PERCENT OF THE PER PUPIL BASIC  
 40 CURRENT EXPENSE FIGURE FOR THE CURRENT FISCAL YEAR, ROUNDED TO THE

1 NEAREST DOLLAR, AND 85 PERCENT OF THE STATEWIDE FREE AND REDUCED PRICE  
2 MEAL ELIGIBLE COUNT FOR THE SECOND PRIOR FISCAL YEAR.

3 (3) ~~EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION, THE~~  
4 AMOUNT TO BE PROVIDED UNDER THIS PROGRAM TO A COUNTY IN A FISCAL YEAR  
5 SHALL BE:

6 (I) 1. THE PRODUCT OF 85 PERCENT OF THE FREE AND REDUCED  
7 PRICE MEAL ELIGIBLE COUNT FOR THE SECOND PRIOR FISCAL YEAR FOR EACH  
8 COUNTY AND 2.5 PERCENT OF THE PER PUPIL BASIC CURRENT EXPENSE FIGURE FOR  
9 THE CURRENT FISCAL YEAR ROUNDED TO THE NEAREST DOLLAR; DIVIDED BY

10 2. THE RATIO, ROUNDED TO SEVEN DECIMAL PLACES, OF  
11 COUNTY WEALTH PER COUNTY FULL-TIME EQUIVALENT ENROLLMENT TO  
12 STATEWIDE WEALTH PER FULL-TIME EQUIVALENT ENROLLMENT; MULTIPLIED BY

13 (II) A FACTOR, ROUNDED TO SEVEN DECIMAL PLACES,  
14 CALCULATED BY DIVIDING THE TARGETED IMPROVEMENT GRANT FUNDING LEVEL  
15 BY THE SUM OF QUOTIENTS DETERMINED IN ITEM (I)2 OF THIS PARAGRAPH.

16 ~~(4) THE NEW BOARD OF SCHOOL COMMISSIONERS OF BALTIMORE CITY~~  
17 ~~SHALL RECEIVE 50 PERCENT OF ITS FORMULA ALLOCATION AS DETERMINED IN~~  
18 ~~PARAGRAPH (3) OF THIS SUBSECTION.~~

19 ~~(5)~~ (4) (I) THE TARGETED IMPROVEMENT GRANT FUNDS SHALL BE  
20 USED TO PROVIDE SUPPLEMENTAL FUNDS TO SCHOOLS OR SPECIFIC STRUCTURED  
21 AFTER-SCHOOL OR SUMMER ACTIVITIES IN WHICH 25 PERCENT OR MORE OF THE  
22 STUDENTS RECEIVE FREE AND REDUCED PRICE MEALS.

23 (II) A LOCAL SCHOOL SYSTEM ~~MAY~~ SHALL DISTRIBUTE FUNDS TO  
24 THESE PRIORITY AREAS BASED ON ITS LOCAL COMPREHENSIVE PLAN DESCRIBED IN  
25 SUBSECTION (I) OF THIS SECTION TO INCREASE THE PERFORMANCE OF STUDENTS  
26 AT RISK OF ACADEMIC FAILURE.

27 (E) (1) FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER, EACH  
28 SCHOOL WITH A FREE OR REDUCED PRICE STUDENT MEAL COUNT OF 25 PERCENT  
29 OR MORE OF ITS STUDENT POPULATION SHALL RECEIVE AN \$8,000 GRANT TO  
30 ENHANCE TEACHER DEVELOPMENT IN DEALING WITH AT-RISK STUDENTS.

31 (2) BEGINNING IN FISCAL YEAR 1999, THE GOVERNOR SHALL INCLUDE  
32 IN EACH YEAR'S OPERATING BUDGET NOT LESS THAN THE AMOUNT APPROPRIATED  
33 IN FISCAL YEAR 1998 FOR THE BALTIMORE COUNTY TEACHER MENTORING PROGRAM.  
34 IN ADDITION TO THAT AMOUNT, THE BALTIMORE COUNTY TEACHER MENTORING  
35 PROGRAM SHALL RECEIVE \$5,000,000 ANNUALLY TO ENHANCE ITS TEACHER  
36 MENTORING PROGRAM AS A PILOT TO DETERMINE BEST PRACTICES FOR  
37 MENTORING TEACHERS WORKING WITH AT-RISK STUDENTS AND ADDRESSING  
38 TEACHER RETENTION IN SCHOOLS WITH HIGH AT-RISK STUDENT POPULATIONS.

39 (3) FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER, THE  
40 GOVERNOR SHALL INCLUDE IN EACH YEAR'S OPERATING BUDGET \$2 MILLION TO

1 FUND A TEACHER MENTORING PROGRAM IN PRINCE GEORGE'S COUNTY WHICH  
 2 SHALL BE MODELED AFTER THE BALTIMORE COUNTY TEACHER MENTORING  
 3 PROGRAM.

4           ~~(3)~~    (4)    TO THE EXTENT FUNDS ARE PROVIDED IN THE STATE BUDGET  
 5 OR ARE AVAILABLE FROM OTHER SOURCES FOR THIS PURPOSE, THE DEPARTMENT  
 6 AND EACH PUBLIC SCHOOL SYSTEM SHALL EXPAND EXISTING PROFESSIONAL  
 7 DEVELOPMENT PROGRAMS FOR SCHOOL-BASED ADMINISTRATORS AND PRINCIPALS  
 8 AND DEVELOP NEW PROGRAMS TO ASSIST THESE INDIVIDUALS IN DEALING WITH  
 9 AT-RISK STUDENTS.

10       (F)    (1)    BEGINNING IN FISCAL YEAR 1999, THE GOVERNOR SHALL INCLUDE  
 11 IN EACH YEAR'S OPERATING BUDGET NOT LESS THAN THE AMOUNT APPROPRIATED  
 12 IN FISCAL YEAR 1998 FOR THE EXTENDED ELEMENTARY EDUCATION PROGRAM. IN  
 13 ADDITION TO THAT AMOUNT, THE FOLLOWING ADDITIONAL FUNDS SHALL BE  
 14 PROVIDED ANNUALLY TO COUNTY BOARDS AS FOLLOWS:

15	(I)	ALLEGANY COUNTY .....	\$ 57,541
16	(II)	ANNE ARUNDEL COUNTY .....	200,241
17	(III)	BALTIMORE CITY .....	694,491
18	(IV)	BALTIMORE COUNTY .....	100,759
19	(V)	CALVERT COUNTY .....	143,029
20	(VI)	CAROLINE COUNTY .....	51,770
21	(VII)	CARROLL COUNTY .....	14,270
22	(VIII)	CECIL COUNTY.....	162,011
23	(IX)	CHARLES COUNTY .....	144,439
24	(X)	DORCHESTER COUNTY.....	70,036
25	(XI)	FREDERICK COUNTY .....	180,082
26	(XII)	GARRETT COUNTY .....	36,312
27	(XIII)	HARFORD COUNTY .....	174,311
28	(XIV)	HOWARD COUNTY .....	72,500
29	(XV)	KENT COUNTY .....	55,541
30	(XVI)	MONTGOMERY COUNTY .....	313,759
31	(XVII)	PRINCE GEORGE'S COUNTY .....	336,226

1 (XVIII) QUEEN ANNE'S COUNTY ..... 59,426  
 2 (XIX) ST. MARY'S COUNTY ..... 261,134  
 3 (XX) SOMERSET COUNTY..... 39,729  
 4 (XXI) TALBOT COUNTY..... 20,541  
 5 (XXII) WASHINGTON COUNTY ..... 103,416  
 6 (XXIII) WICOMICO COUNTY..... 22,541  
 7 (XXIV) WORCESTER COUNTY..... 51,656

8 (2) IN ADDITION TO THE FUNDS PROVIDED IN PARAGRAPH (1) OF THIS  
 9 SUBSECTION, A TOTAL OF \$1,000,000 SHALL BE ~~DISTRIBUTED~~ PROVIDED ANNUALLY  
 10 TO LOCAL SCHOOL SYSTEMS TO ADDRESS EARLY INTERVENTION ~~OF~~ FOR TARGETED  
 11 4-YEAR-OLD POPULATIONS WHOSE NEEDS ARE NOT FULLY MET BY THE EXISTING  
 12 EXTENDED ELEMENTARY EDUCATION PROGRAMS. THE STATE SUPERINTENDENT  
 13 SHALL RELEASE THESE FUNDS TO LOCAL SCHOOL SYSTEMS BASED ON THE  
 14 SUBMISSION AND APPROVAL OF COMPREHENSIVE PLANS DESCRIBED IN  
 15 SUBSECTION (I) OF THIS SECTION. FUNDS SHALL BE PROVIDED AS FOLLOWS:

16 (I) ALLEGANY..... 18,315  
 17 (II) ANNE ARUNDEL..... 67,765  
 18 (III) BALTIMORE CITY ..... 219,779  
 19 (IV) BALTIMORE ..... 62,270  
 20 (V) CALVERT..... 23,810  
 21 (VI) CAROLINE ..... 16,484  
 22 (VII) CARROLL..... 9,158  
 23 (VIII) CECIL ..... 42,125  
 24 (IX) CHARLES ..... 54,945  
 25 (X) DORCHESTER ..... 21,978  
 26 (XI) FREDERICK ..... 42,125  
 27 (XII) GARRETT..... 16,484  
 28 (XIII) HARFORD ..... 40,293  
 29 (XIV) HOWARD ..... 12,821  
 30 (XV) KENT ..... 14,652

1 (XVI) MONTGOMERY..... 65,933

2 (XVII) PRINCE GEORGE'S..... 91,575

3 (XVIII) QUEEN ANNE'S ..... 18,315

4 (XIX) ST. MARY'S..... 45,788

5 (XX) SOMERSET ..... 14,652

6 (XXI) TALBOT ..... 14,652

7 (XXII) WASHINGTON..... 31,136

8 (XXIII) WICOMICO ..... 40,293

9 (XXIV) WORCESTER ..... 14,652

10 (G) (1) FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER, THE  
 11 GOVERNOR SHALL INCLUDE IN EACH YEAR'S OPERATING BUDGET FUNDING FOR THE  
 12 FOLLOWING GRANTS:

13 (I) EFFECTIVE SCHOOLS PROGRAMS IN PRINCE GEORGE'S COUNTY  
 14 - \$2,000,000;

15 (II) PILOT INTEGRATED STUDENT SUPPORT SERVICES PROJECT IN  
 16 PRINCE GEORGE'S COUNTY - \$1,000,000;

17 (III) PROVISIONAL TEACHER CERTIFICATION AND TEACHER  
 18 DEVELOPMENT INITIATIVES IN PRINCE GEORGE'S COUNTY - \$2,500,000; AND

19 (IV) PROVISIONAL TEACHER CERTIFICATION AND TEACHER  
 20 DEVELOPMENT INITIATIVES STATEWIDE EXCEPT IN PRINCE GEORGE'S COUNTY -  
 21 \$500,000.

22 (2) THE STATE SUPERINTENDENT SHALL ESTABLISH GUIDELINES AND  
 23 CRITERIA THAT WILL BE USED TO DISTRIBUTE FUNDS PROVIDED IN ~~PARAGRAPH~~  
 24 ~~(4)(III) AND (4V) OF THIS SUBSECTION.~~

25 (3) (1) THE PRINCE GEORGE'S COUNTY BOARD OF EDUCATION  
 26 ANNUALLY SHALL SUBMIT TO THE DEPARTMENT A PLAN FOR THE EXPENDITURE OF  
 27 FUNDS PROVIDED IN:

28 1. PARAGRAPH (1) OF THIS SUBSECTION FOR EFFECTIVE  
 29 SCHOOLS PROGRAMS; AND

30 2. CHAPTER 105 OF THE ACTS OF THE GENERAL ASSEMBLY  
 31 OF 1997 FOR THE MAGNET SCHOOLS PROGRAM, WHICH, NOTWITHSTANDING ANY  
 32 OTHER PROVISION OF LAW, MAY BE DIRECTED TO SUPPORT MAGNET AND OTHER  
 33 EFFECTIVE SCHOOLS PROGRAMS.



1                    (II)     THE PLAN SHALL INCLUDE:

2                                1.     FUNDS FOR ACADEMIC PROGRAMS TO SUPPORT  
3 RESEARCH-PROVEN STRATEGIES THAT ENHANCE INSTRUCTION AND STUDENT  
4 PERFORMANCE; AND

5                                2.     STRONG MONITORING AND EVALUATION COMPONENTS.

6                    (III)    THE STATE SUPERINTENDENT SHALL REVIEW THE PLAN AND  
7 APPROVE IT BEFORE RELEASING THE FUNDS EACH YEAR.

8                    (4)     THERE SHALL BE A PERFORMANCE AUDIT OF THE PRINCE GEORGE'S  
9 COUNTY PUBLIC SCHOOLS CONDUCTED BY AN INDEPENDENT AUDIT FIRM.

10                   (5)     THE FISCAL 1998 FINANCIAL AUDIT OF THE PRINCE GEORGE'S  
11 COUNTY SCHOOL SYSTEM SHALL BE PERFORMED BY AN INDEPENDENT AUDITOR  
12 AND SHALL INCLUDE A REVIEW OF INTERNAL FINANCIAL CONTROLS AND PROPER  
13 CLASSIFICATION OF EXPENDITURES.

14                   (6)     (I)     THERE SHALL BE A MANAGEMENT OVERSIGHT PANEL WHICH  
15 SHALL ASSIST IN DEVELOPING THE SCOPE OF THE PERFORMANCE AUDIT, MEET  
16 PERIODICALLY WITH THE AUDITORS TO MONITOR THE PROGRESS OF THE  
17 PERFORMANCE AUDIT AND OF THE FINANCIAL AUDIT, REVIEW THE FINDINGS AND  
18 RECOMMENDATIONS OF BOTH AUDITS, AND MONITOR IMPLEMENTATION OF THE  
19 AUDITS' RECOMMENDATIONS FOR A FOUR-YEAR PERIOD.

20                                (II)    THE MANAGEMENT OVERSIGHT PANEL SHALL CONSIST OF  
21 NINE MEMBERS JOINTLY APPOINTED BY THE GOVERNOR, THE PRINCE GEORGE'S  
22 COUNTY EXECUTIVE, AND THE CHAIRPERSON OF THE PRINCE GEORGE'S COUNTY  
23 BOARD OF EDUCATION FROM A LIST OF NOMINATIONS SUBMITTED BY THE STATE  
24 BOARD OF EDUCATION.

25                    (III)    THE MANAGEMENT OVERSIGHT PANEL SHALL BE COMPRISED  
26 OF:

27                                1.     FOUR INDIVIDUALS WHO HAVE EXTENSIVE EXPERTISE IN  
28 MANAGEMENT OR BUSINESS ENTERPRISES;

29                                2.     THREE INDIVIDUALS WHO HAVE EXTENSIVE EXPERTISE  
30 IN THE EDUCATION FIELD; AND

31                                3.     TWO INDIVIDUALS WHO ARE PARENTS OF STUDENTS IN  
32 THE PRINCE GEORGE'S COUNTY PUBLIC SCHOOLS, AT LEAST ONE OF WHOM HAS A  
33 CHILD IN SPECIAL EDUCATION.

34                    (IV)    A MAJORITY OF THE MEMBERS OF THE MANAGEMENT  
35 OVERSIGHT PANEL SHALL BE RESIDENTS OF PRINCE GEORGE'S COUNTY.

1                   (V)     THE GOVERNOR, THE PRINCE GEORGE'S COUNTY EXECUTIVE,  
 2 AND THE CHAIRMAN OF THE PRINCE GEORGE'S COUNTY BOARD OF EDUCATION  
 3 JOINTLY SHALL DESIGNATE A CHAIRMAN OF THE MANAGEMENT OVERSIGHT PANEL.

4                   (VI)    THE MANAGEMENT OVERSIGHT PANEL SHALL ASSIST IN  
 5 DEVELOPING THE SCOPE OF A PERFORMANCE AUDIT AND SHALL MEET  
 6 PERIODICALLY WITH THE BOARD CHAIRPERSON, THE COUNTY EXECUTIVE, AND THE  
 7 COUNTY COUNCIL CHAIRPERSON TO MONITOR THE PROGRESS OF THE AUDIT.

8                   (VII)   AT THE CONCLUSION OF THE PERFORMANCE AUDIT AND THE  
 9 FINANCIAL AUDIT, THE MANAGEMENT OVERSIGHT PANEL SHALL REVIEW THE  
 10 FINDINGS AND RECOMMENDATIONS OF THE AUDITS AND REPORT TO THE  
 11 GOVERNOR, GENERAL ASSEMBLY, PRINCE GEORGE'S COUNTY COUNCIL, PRINCE  
 12 GEORGE'S COUNTY EXECUTIVE, AND PRINCE GEORGE'S COUNTY BOARD OF  
 13 EDUCATION:

14                               1.     ON THE AUDITS' FINDINGS AND RECOMMENDATIONS;  
 15 AND

16                               2.     ANNUALLY ON IMPLEMENTATION OF THE AUDITS'  
 17 RECOMMENDATIONS.

18                   (7)     THE STATE SHALL PROVIDE ONE-THIRD OF THE TOTAL COST OF THE  
 19 PERFORMANCE AUDIT UP TO \$200,000, WITH RELEASE OF THE FUNDS CONTINGENT  
 20 ON APPOINTMENT OF THE MANAGEMENT OVERSIGHT PANEL.

21                   (8)     (I)     THERE SHALL BE A COORDINATION OFFICE WITH STAFF  
 22 APPOINTED BY THE MANAGEMENT OVERSIGHT PANEL.

23                               (II)   THE COORDINATION OFFICE SHALL PROVIDE SUPPORT TO THE  
 24 MANAGEMENT OVERSIGHT PANEL AND SERVE AS LIAISON BETWEEN THE STATE,  
 25 PRINCE GEORGE'S COUNTY, AND THE MANAGEMENT OVERSIGHT PANEL FOR THE  
 26 DURATION OF THE FOUR-YEAR PERIOD.

27                               (III)   THE STATE SHALL FUND THE TOTAL OPERATING COSTS OF  
 28 THE COORDINATION OFFICE.

29     (H)     (1)     IN THIS SUBSECTION, "NEW LOCAL SCHOOL BOARD FUNDS" MEANS  
 30 ADDITIONAL FUNDING PROVIDED BY THE LOCAL SCHOOL BOARDS FOR  
 31 ELEMENTARY SCHOOL LIBRARIES IN EXCESS OF THE FISCAL 1998 FUNDING  
 32 PROVIDED BY THE LOCAL SCHOOL BOARDS FOR ELEMENTARY SCHOOL LIBRARIES.

33                   (2)     FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER, THE  
 34 GOVERNOR SHALL INCLUDE IN EACH YEAR'S OPERATING BUDGET A TOTAL OF  
 35 \$3,000,000 IN GRANTS TO LOCAL SCHOOL SYSTEMS FOR THE PURPOSE OF  
 36 ENHANCING ELEMENTARY SCHOOL LIBRARY PROGRAMS BASED ON EACH COUNTY'S  
 37 PERCENT OF TOTAL FULL-TIME EQUIVALENT ENROLLMENT STATEWIDE FOR THE  
 38 PREVIOUS FISCAL YEAR.

1           ~~(2)~~    (3)    IN ORDER TO RECEIVE FUNDS UNDER THIS SUBSECTION, EACH  
 2 COUNTY BOARD SHALL ~~PROVIDE EQUAL MATCHING FUNDS TO BE USED FOR SCHOOL~~  
 3 ~~LIBRARY PROGRAMS~~ MATCH THE STATE GRANT DOLLAR FOR DOLLAR WITH NEW  
 4 LOCAL SCHOOL BOARD FUNDS.

5           ~~(3)~~    (4)    TO THE EXTENT THAT A LOCAL SCHOOL BOARD DOES NOT  
 6 PROVIDE NEW LOCAL SCHOOL BOARD FUNDS TO MEET THE LOCAL MATCH  
 7 REQUIRED IN PARAGRAPH (3) OF THIS SUBSECTION, THE STATE GRANT SHALL  
 8 REVERT TO THE GENERAL FUND.

9           (5)    THE STATE SUPERINTENDENT SHALL ESTABLISH GUIDELINES AND  
 10 CRITERIA FOR THE EXPENDITURE OF FUNDS UNDER THIS SUBSECTION. IN  
 11 DEVELOPING GUIDELINES, PRIORITY SHALL BE GIVEN TO UPDATING LIBRARY BOOK  
 12 AND OTHER RESOURCE COLLECTIONS.

13           (4)    ~~FOR FISCAL YEAR 1999 AND SUBJECT TO THE PROVISIONS OF THIS~~  
 14 ~~SUBSECTION, SCHOOL LIBRARY GRANTS SHALL BE PROVIDED TO COUNTY BOARDS~~  
 15 ~~AS FOLLOWS:~~

16	(I)	ALLEGANY.....	40,266
17	(II)	ANNE ARUNDEL.....	268,456
18	(III)	BALTIMORE CITY .....	380,390
19	(IV)	BALTIMORE.....	376,316
20	(V)	CALVERT.....	53,740
21	(VI)	CAROLINE.....	20,218
22	(VII)	CARROLL.....	98,518
23	(VIII)	CECIL.....	55,039
24	(IX)	CHARLES.....	78,281
25	(X)	DORCHESTER .....	18,382
26	(XI)	FREDERICK.....	125,881
27	(XII)	GARRETT.....	19,170
28	(XIII)	HARFORD.....	139,416
29	(XIV)	HOWARD.....	147,977
30	(XV)	KENT.....	10,197
31	(XVI)	MONTGOMERY.....	453,584

1	(XVII)	PRINCE GEORGE'S.....	463,151
2	(XVIII)	QUEEN ANNE'S.....	23,544
3	(XIX)	ST. MARY'S.....	52,289
4	(XX)	SOMERSET.....	11,060
5	(XXI)	TALBOT.....	16,384
6	(XXII)	WASHINGTON.....	72,645
7	(XXIII)	WICOMICO.....	50,492
8	(XXIV)	WORCESTER.....	24,604

9           (6)     FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER, AND  
10 SUBJECT TO THE PROVISIONS OF THIS SUBSECTION, SCHOOL LIBRARY GRANTS  
11 SHALL BE PROVIDED TO COUNTY BOARDS AS FOLLOWS:

12	(I)	ALLEGANY.....	\$40,266
13	(II)	ANNE ARUNDEL.....	268,456
14	(III)	BALTIMORE CITY.....	380,390
15	(IV)	BALTIMORE.....	376,316
16	(V)	CALVERT.....	53,740
17	(VI)	CAROLINE.....	20,218
18	(VII)	CARROLL.....	98,518
19	(VIII)	CECIL.....	55,039
20	(IX)	CHARLES.....	78,281
21	(X)	DORCHESTER.....	18,382
22	(XI)	FREDERICK.....	125,881
23	(XII)	GARRETT.....	19,170
24	(XIII)	HARFORD.....	139,416
25	(XIV)	HOWARD.....	147,977
26	(XV)	KENT.....	10,197
27	(XVI)	MONTGOMERY.....	453,584

1                    (XVII)  PRINCE GEORGE'S..... 463,151

2                    (XVIII) QUEEN ANNE'S..... 23,544

3                    (XIX)  ST. MARY'S..... 52,289

4                    (XX)  SOMERSET..... 11,060

5                    (XXI)  TALBOT..... 16,384

6                    (XXII) WASHINGTON..... 72,645

7                    (XXIII) WICOMICO..... 50,492

8                    (XXIV) WORCESTER..... 24,604

9            (I)       (1)       IN ORDER TO RECEIVE ANY OF THE FUNDS DESCRIBED IN  
10 SUBSECTIONS (C) THROUGH ~~(H)~~ (G) OF THIS SECTION, ~~EACH A~~ LOCAL SCHOOL  
11 SYSTEM SHALL SUBMIT TO THE DEPARTMENT, ~~AND THE DEPARTMENT SHALL HAVE~~  
12 ~~APPROVED,~~ A COMPREHENSIVE PLAN TO INCREASE THE PERFORMANCE OF AT-RISK  
13 STUDENTS BASED ON THE DEPARTMENT'S CRITERIA FOR MEASURING STUDENT  
14 SUCCESS.

15            (2)       EACH COMPREHENSIVE PLAN SHALL INTEGRATE FUNDING FROM  
16 STATE, FEDERAL, AND LOCAL PROGRAMS TARGETING STUDENTS AT RISK OF  
17 ACADEMIC FAILURE IN ORDER TO DELIVER A MORE COMPREHENSIVE AND  
18 COORDINATED PROGRAM.

19            (3)       EACH COMPREHENSIVE PLAN SHALL INCLUDE A DESCRIPTION OF  
20 THE MEASURES THAT WILL BE USED AND THE PROCESS BY WHICH DATA WILL BE  
21 COLLECTED AND EVALUATED TO MEASURE CHANGE IN STUDENT LEARNING AND  
22 OTHER EDUCATIONAL PERFORMANCE ATTRIBUTABLE TO THE ~~TARGETED~~  
23 ~~IMPROVEMENT GRANT~~ SCHOOL ACCOUNTABILITY FUNDING FOR EXCELLENCE  
24 PROGRAM FUNDS.

25            ~~(4)       EACH COMPREHENSIVE PLAN SHALL INCLUDE ANY OTHER~~  
26 ~~INFORMATION REQUIRED BY THE STATE BOARD.~~

27            (4)       THE STATE BOARD SHALL ADOPT REGULATIONS REGARDING THE  
28 INFORMATION REQUIREMENTS OF AND THE APPROVAL PROCESS FOR THE  
29 COMPREHENSIVE PLANS. THESE REGULATIONS SHALL INCLUDE DETAILED TIME  
30 LINES FOR APPROVAL OF THE COMPREHENSIVE PLANS BY THE DEPARTMENT.

31            (5)       EACH LOCAL SCHOOL SYSTEM SHALL SUBMIT TO THE DEPARTMENT  
32 SEMIANNUAL PROGRESS REPORTS THAT INCLUDE SPECIFIC DATA ABOUT THE  
33 NATURE AND EXTENT OF CHANGES IN STUDENT LEARNING FOR STUDENTS  
34 PARTICIPATING IN THE ~~TARGETED IMPROVEMENT GRANT~~ SCHOOL ACCOUNTABILITY  
35 FUNDING FOR EXCELLENCE PROGRAM. THE INFORMATION GATHERED THROUGH  
36 THE SEMIANNUAL REPORTING SHALL BE USED TO MODIFY AND ~~ENHANCE~~  
37 ~~STRATEGIES THAT ARE HAVING A MEASURABLE IMPACT ON THE PERFORMANCE OF~~

1 STUDENTS IMPLEMENT STUDENT PERFORMANCE STRATEGIES. EACH PROGRESS  
 2 REPORT SUBMITTED UNDER THIS PARAGRAPH SHALL INCLUDE AN ASSESSMENT OF  
 3 STUDENT PERFORMANCE USING THE CATEGORIES REQUIRED BY THE MARYLAND  
 4 SCHOOL PERFORMANCE PROGRAM STANDARDS.

5 (6) THE DEPARTMENT SHALL REPORT ANNUALLY TO THE GENERAL  
 6 ASSEMBLY, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE,  
 7 ON THE LOCAL COMPREHENSIVE PLANS AND THE EFFECTIVENESS OF THE  
 8 PROGRAMS IN INCREASING THE PERFORMANCE OF AT-RISK STUDENTS.

9 (J) (1) FUNDS APPROPRIATED UNDER SUBSECTIONS (C) THROUGH (H) OF  
 10 THIS SECTION MAY NOT BE USED TO SUPPLANT EXISTING EDUCATION FUNDING FOR  
 11 PROGRAMS FOR STUDENTS AT RISK OF ACADEMIC FAILURE.

12 (2) TO THE EXTENT THAT A LOCAL SCHOOL SYSTEM ACHIEVES THE  
 13 INTENDED FUNDING LEVEL IN A PARTICULAR TARGETED PROGRAM FOR AT-RISK  
 14 STUDENTS, THE LOCAL SCHOOL SYSTEM MAY DIVERT FUNDS TO OTHER TARGETED  
 15 PROGRAMS IF THE PROGRAMS ARE IDENTIFIED IN THE SCHOOL SYSTEM'S ~~TARGETED~~  
 16 ~~IMPROVEMENT GRANT PROGRAM~~ COMPREHENSIVE PLAN AND APPROVED BY THE  
 17 DEPARTMENT.

18 (K) BEGINNING WITH THE FISCAL YEAR 1999 STATE BUDGET, THE GOVERNOR  
 19 SHALL INCLUDE NOT LESS THAN THE AMOUNT APPROPRIATED IN FISCAL YEAR 1998  
 20 FOR THE AGING SCHOOL PROGRAM, WHICH SHALL BE ADMINISTERED BY THE  
 21 INTERAGENCY COMMITTEE ON PUBLIC SCHOOL CONSTRUCTION. IN ADDITION TO  
 22 THAT AMOUNT, THE FOLLOWING ADDITIONAL FUNDS SHALL BE PROVIDED  
 23 ANNUALLY TO COUNTY BOARDS AS FOLLOWS:

24	(1)	ALLEGANY COUNTY .....	\$ 205,000
25	(2)	ANNE ARUNDEL COUNTY.....	330,000
26	(3)	BALTIMORE CITY.....	1,515,000
27	(4)	BALTIMORE COUNTY .....	1,190,000
28	(5)	CALVERT COUNTY.....	40,000
29	(6)	CAROLINE COUNTY.....	50,000
30	(7)	CARROLL COUNTY .....	205,000
31	(8)	CECIL COUNTY .....	205,000
32	(9)	CHARLES COUNTY.....	40,000
33	(10)	DORCHESTER COUNTY .....	40,000
34	(11)	FREDERICK COUNTY .....	50,000
35	(12)	GARRETT COUNTY.....	50,000

1	(13)	HARFORD COUNTY .....	220,000
2	(14)	HOWARD COUNTY .....	40,000
3	(15)	KENT COUNTY .....	40,000
4	(16)	MONTGOMERY COUNTY .....	660,000
5	(17)	PRINCE GEORGE'S COUNTY .....	550,000
6	(18)	QUEEN ANNE'S COUNTY .....	50,000
7	(19)	ST. MARY'S COUNTY .....	50,000
8	(20)	SOMERSET COUNTY .....	40,000
9	(21)	TALBOT COUNTY .....	95,000
10	(22)	WASHINGTON COUNTY .....	110,000
11	(23)	WICOMICO COUNTY .....	205,000
12	(24)	WORCESTER COUNTY .....	40,000

13 SECTION 2. AND BE IT FURTHER ENACTED, That *it is the intent of the*  
14 *General Assembly that the Governor provide a maximum of \$210,000 annually in*  
15 *Fiscal Years 1999 through 2002 for the operating expenses of the Coordination Office*  
16 *established by this Act.*

17 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 July 1, 1998. It shall remain effective for a period of 4 years and, at the end of June  
19 30, 2002, with no further action required by the General Assembly, this Act shall be  
20 abrogated and of no further force and effect.