

# HOUSE BILL 1

Unofficial Copy  
F1

1998 Regular Session  
8lr1063  
CF 8lr6182

(PRE-FILED)

---

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**

Requested: November 15, 1997

Introduced and read first time: January 14, 1998

Assigned to: Ways and Means

---

Committee Report: Favorable with amendments

House action: Adopted with floor amendments

Read second time: January 28, 1998

---

## 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  
8 professional development programs in certain schools; providing certain  
9 funding, subject to certain conditions, for the Baltimore County Teacher  
10 Mentoring Program; providing certain funding, subject to certain conditions, for  
11 the Early Elementary Education Program; providing certain funding, subject to  
12 certain conditions, for certain prekindergarten early intervention; providing  
13 certain funding, subject to certain conditions, for certain programs in Prince  
14 George's County and certain statewide teacher certification and development  
15 initiatives; providing certain funding, subject to certain conditions, for school  
16 library programs; mandating certain accountability provisions for receipt of  
17 certain funds; requiring the State Board of Education to adopt certain

regulations implementing certain plans; requiring certain annual reports to the General Assembly; prohibiting the use of certain State funds provided under this Act to supplant certain funds under certain circumstances; providing certain funding for the Aging School Program; providing for the termination of this Act; and generally relating to State aid for public education.

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

#### Preamble

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

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

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

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

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

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

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

#### Article - Education

5-206.

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

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

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

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

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

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

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

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

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

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

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

38 (3) To be eligible to receive the grants provided under paragraph (2) of  
39 this subsection, a county board shall have programs for providing instruction and

1 services to non- and limited-English proficient students that are approved by the  
2 Department.

3 [(c) (1)] (4) (I) The Department shall establish guidelines for programs  
4 for non- and limited-English proficient students.

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

9 [(2)] (5) A county board shall expend the State funds received under this  
10 [section] SUBSECTION for programs for non- and limited-English proficient  
11 students and shall report annually to the Department on the actual expenditures of  
12 the State funds received under this section.

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

17 (2) FOR EACH FISCAL YEAR, THE TARGETED IMPROVEMENT GRANT  
18 FUNDING LEVEL SHALL BE THE PRODUCT OF 2.5 PERCENT OF THE PER PUPIL BASIC  
19 CURRENT EXPENSE FIGURE FOR THE CURRENT FISCAL YEAR, ROUNDED TO THE  
20 NEAREST DOLLAR, AND 85 PERCENT OF THE STATEWIDE FREE AND REDUCED PRICE  
21 MEAL ELIGIBLE COUNT FOR THE SECOND PRIOR FISCAL YEAR.

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

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

29 2. THE RATIO, ROUNDED TO SEVEN DECIMAL PLACES, OF  
30 COUNTY WEALTH PER COUNTY FULL-TIME EQUIVALENT ENROLLMENT TO  
31 STATEWIDE WEALTH PER FULL-TIME EQUIVALENT ENROLLMENT; MULTIPLIED BY

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

35 (4) THE NEW BOARD OF SCHOOL COMMISSIONERS OF BALTIMORE CITY  
36 SHALL RECEIVE 50 PERCENT OF ITS FORMULA ALLOCATION AS DETERMINED IN  
37 PARAGRAPH (3) OF THIS SUBSECTION.

38 (5) (I) THE TARGETED IMPROVEMENT GRANT FUNDS SHALL BE USED  
39 TO PROVIDE SUPPLEMENTAL FUNDS TO SCHOOLS OR SPECIFIC STRUCTURED

1 AFTER-SCHOOL OR SUMMER ACTIVITIES IN WHICH 25 PERCENT OR MORE OF THE  
2 STUDENTS RECEIVE FREE AND REDUCED PRICE MEALS.

3 (II) A LOCAL SCHOOL SYSTEM MAY DISTRIBUTE FUNDS TO THESE  
4 PRIORITY AREAS BASED ON ITS LOCAL COMPREHENSIVE PLAN DESCRIBED IN  
5 SUBSECTION (I) OF THIS SECTION TO INCREASE THE PERFORMANCE OF STUDENTS  
6 AT RISK OF ACADEMIC FAILURE.

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

11 (2) BEGINNING IN FISCAL YEAR 1999, THE GOVERNOR SHALL INCLUDE  
12 IN EACH YEAR'S OPERATING BUDGET NOT LESS THAN THE AMOUNT APPROPRIATED  
13 IN FISCAL YEAR 1998 FOR THE BALTIMORE COUNTY TEACHER MENTORING PROGRAM.  
14 IN ADDITION TO THAT AMOUNT, THE BALTIMORE COUNTY TEACHER MENTORING  
15 PROGRAM SHALL RECEIVE \$5,000,000 ANNUALLY TO ENHANCE ITS TEACHER  
16 MENTORING PROGRAM AS A PILOT TO DETERMINE BEST PRACTICES FOR  
17 MENTORING TEACHERS WORKING WITH AT-RISK STUDENTS AND ADDRESSING  
18 TEACHER RETENTION IN SCHOOLS WITH HIGH AT-RISK STUDENT POPULATIONS.

19 (3) TO THE EXTENT FUNDS ARE PROVIDED IN THE STATE BUDGET OR  
20 ARE AVAILABLE FROM OTHER SOURCES FOR THIS PURPOSE, THE DEPARTMENT AND  
21 EACH PUBLIC SCHOOL SYSTEM SHALL EXPAND EXISTING PROFESSIONAL  
22 DEVELOPMENT PROGRAMS FOR SCHOOL-BASED ADMINISTRATORS AND PRINCIPALS  
23 AND DEVELOP NEW PROGRAMS TO ASSIST THESE INDIVIDUALS IN DEALING WITH  
24 AT-RISK STUDENTS.

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

30	(I)	ALLEGANY COUNTY .....	\$ 57,541
31	(II)	ANNE ARUNDEL COUNTY .....	200,241
32	(III)	BALTIMORE CITY .....	694,491
33	(IV)	BALTIMORE COUNTY .....	100,759
34	(V)	CALVERT COUNTY .....	143,029
35	(VI)	CAROLINE COUNTY .....	51,770
36	(VII)	CARROLL COUNTY .....	14,270
37	(VIII)	CECIL COUNTY.....	162,011

1	(IX)	CHARLES COUNTY .....	144,439
2	(X)	DORCHESTER COUNTY.....	70,036
3	(XI)	FREDERICK COUNTY .....	180,082
4	(XII)	GARRETT COUNTY .....	36,312
5	(XIII)	HARFORD COUNTY .....	174,311
6	(XIV)	HOWARD COUNTY .....	72,500
7	(XV)	KENT COUNTY .....	55,541
8	(XVI)	MONTGOMERY COUNTY .....	313,759
9	(XVII)	PRINCE GEORGE'S COUNTY .....	336,226
10	(XVIII)	QUEEN ANNE'S COUNTY .....	59,426
11	(XIX)	ST. MARY'S COUNTY .....	261,134
12	(XX)	SOMERSET COUNTY.....	39,729
13	(XXI)	TALBOT COUNTY.....	20,541
14	(XXII)	WASHINGTON COUNTY.....	103,416
15	(XXIII)	WICOMICO COUNTY .....	22,541
16	(XXIV)	WORCESTER COUNTY.....	51,656

17           (2)       IN ADDITION TO THE FUNDS PROVIDED IN PARAGRAPH (1) OF THIS  
18 SUBSECTION, A TOTAL OF \$1,000,000 SHALL BE ~~DISTRIBUTED~~ PROVIDED ANNUALLY  
19 TO LOCAL SCHOOL SYSTEMS TO ADDRESS EARLY INTERVENTION ~~OF~~ FOR TARGETED  
20 4-YEAR-OLD POPULATIONS WHOSE NEEDS ARE NOT FULLY MET BY THE EXISTING  
21 EXTENDED ELEMENTARY EDUCATION PROGRAMS. THE STATE SUPERINTENDENT  
22 SHALL RELEASE THESE FUNDS TO LOCAL SCHOOL SYSTEMS BASED ON THE  
23 SUBMISSION AND APPROVAL OF COMPREHENSIVE PLANS DESCRIBED IN  
24 SUBSECTION (I) OF THIS SECTION. FUNDS SHALL BE PROVIDED AS FOLLOWS:

25	(I)	ALLEGANY.....	18,315
26	(II)	ANNE ARUNDEL.....	67,765
27	(III)	BALTIMORE CITY .....	219,779
28	(IV)	BALTIMORE .....	62,270
29	(V)	CALVERT.....	23,810
30	(VI)	CAROLINE .....	16,484

1	(VII)	CARROLL.....	9,158
2	(VIII)	CECIL .....	42,125
3	(IX)	CHARLES .....	54,945
4	(X)	DORCHESTER .....	21,978
5	(XI)	FREDERICK .....	42,125
6	(XII)	GARRETT.....	16,484
7	(XIII)	HARFORD .....	40,293
8	(XIV)	HOWARD .....	12,821
9	(XV)	KENT .....	14,652
10	(XVI)	MONTGOMERY.....	65,933
11	(XVII)	PRINCE GEORGE'S.....	91,575
12	(XVIII)	QUEEN ANNE'S .....	18,315
13	(XIX)	ST. MARY'S.....	45,788
14	(XX)	SOMERSET .....	14,652
15	(XXI)	TALBOT .....	14,652
16	(XXII)	WASHINGTON.....	31,136
17	(XXIII)	WICOMICO .....	40,293
18	(XXIV)	WORCESTER .....	14,652

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

22 (I) EFFECTIVE SCHOOLS PROGRAMS IN PRINCE GEORGE'S COUNTY  
 23 - \$2,000,000;

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

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

28 (IV) PROVISIONAL TEACHER CERTIFICATION AND TEACHER  
 29 DEVELOPMENT INITIATIVES STATEWIDE - \$500,000.

(2) THE STATE SUPERINTENDENT SHALL ESTABLISH GUIDELINES AND CRITERIA THAT WILL BE USED TO DISTRIBUTE FUNDS PROVIDED IN PARAGRAPH (1) (III) AND (IV) OF THIS SUBSECTION.

(H) (1) FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER, THE GOVERNOR SHALL INCLUDE IN EACH YEAR'S OPERATING BUDGET A TOTAL OF \$3,000,000 IN GRANTS TO LOCAL SCHOOL SYSTEMS FOR SCHOOL LIBRARY PROGRAMS BASED ON EACH COUNTY'S PERCENT OF TOTAL FULL-TIME EQUIVALENT ENROLLMENT STATEWIDE ~~FOR THE PREVIOUS FISCAL YEAR.~~

(2) IN ORDER TO RECEIVE FUNDS UNDER THIS SUBSECTION, EACH COUNTY BOARD SHALL PROVIDE EQUAL MATCHING FUNDS TO BE USED FOR SCHOOL LIBRARY PROGRAMS.

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

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

(I)	ALLEGANY.....	40,266
(II)	ANNE ARUNDEL.....	268,456
(III)	BALTIMORE CITY.....	380,390
(IV)	BALTIMORE.....	376,316
(V)	CALVERT.....	53,740
(VI)	CAROLINE.....	20,218
(VII)	CARROLL.....	98,518
(VIII)	CECIL.....	55,039
(IX)	CHARLES.....	78,281
(X)	DORCHESTER.....	18,382
(XI)	FREDERICK.....	125,881
(XII)	GARRETT.....	19,170
(XIII)	HARFORD.....	139,416
(XIV)	HOWARD.....	147,977



1	(XV) KENT.....	10,197
2	(XVI) MONTGOMERY.....	453,584
3	(XVII) PRINCE GEORGE'S.....	463,151
4	(XVIII) QUEEN ANNE'S.....	23,544
5	(XIX) ST. MARY'S.....	52,289
6	(XX) SOMERSET.....	11,060
7	(XXI) TALBOT.....	16,384
8	(XXII) WASHINGTON.....	72,645
9	(XXIII) WICOMICO.....	50,492
10	(XXIV) WORCESTER.....	24,604

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

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

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

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

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

33 (5) EACH LOCAL SCHOOL SYSTEM SHALL SUBMIT TO THE DEPARTMENT  
 34 SEMIANNUAL PROGRESS REPORTS THAT INCLUDE SPECIFIC DATA ABOUT THE  
 35 NATURE AND EXTENT OF CHANGES IN STUDENT LEARNING FOR STUDENTS  
 36 PARTICIPATING IN THE ~~TARGETED IMPROVEMENT GRANT~~ SCHOOL ACCOUNTABILITY

1 FUNDING FOR EXCELLENCE PROGRAM. THE INFORMATION GATHERED THROUGH  
 2 THE SEMIANNUAL REPORTING SHALL BE USED TO MODIFY AND ENHANCE  
 3 STRATEGIES THAT ARE HAVING A MEASURABLE IMPACT ON THE PERFORMANCE OF  
 4 STUDENTS IMPLEMENT STUDENT PERFORMANCE STRATEGIES. EACH PROGRESS  
 5 REPORT SUBMITTED UNDER THIS PARAGRAPH SHALL INCLUDE AN ASSESSMENT OF  
 6 STUDENT PERFORMANCE USING THE CATEGORIES REQUIRED BY THE MARYLAND  
 7 SCHOOL PERFORMANCE PROGRAM STANDARDS.

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

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

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

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

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

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

15     SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
16     July 1, 1998. It shall remain effective for a period of 4 years and, at the end of June  
17     30, 2002, with no further action required by the General Assembly, this Act shall be  
18     abrogated and of no further force and effect.