

SENATE BILL 171

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1998 Regular Session
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CF 8lr1063

By: **The President (Administration) and Senators Collins, Hogan, Fry, Neall, Van Hollen, Hollinger, Astle, Green, Pinsky, Jimeno, Derr, Bromwell, Currie, McFadden, Ruben, Dorman, Dyson, Teitelbaum, Blount, Frosh, Munson, Della, Kelley, Middlebrooks, Sfikas, Forehand, Stone, Roesser, Kasemeyer, Boozer, Lawlah, and Hafer**

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Assigned to: Budget and Taxation and Economic and Environmental Affairs

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: April 1, 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 a Prince George's County teacher mentoring program; providing certain
12 funding, subject to certain conditions, for the Early Elementary Education
13 Program; providing certain funding, subject to certain conditions, for certain
14 prekindergarten early intervention; providing certain funding, subject to certain
15 conditions, for certain programs in Prince George's County and certain
16 statewide teacher certification and development initiatives; requiring a certain
17 audit of the Prince George's County public schools; establishing a certain
18 management oversight panel; providing that certain existing funding for Prince
19 George's County schools may be directed to support certain programs;
20 establishing a certain Coordination Office; providing certain funding, subject to
21 certain conditions, for school library programs; mandating certain
22 accountability provisions for receipt of certain funds; requiring the State Board
23 of Education to adopt certain regulations implementing certain plans; requiring
24 certain annual reports to the General Assembly; prohibiting the use of certain

1 State funds provided under this Act to supplant certain funds under certain
2 circumstances; providing certain funding for the Aging School Program;
3 requiring the Prince George's County government to provide certain funding for
4 public school construction; requiring a certain State/local cost sharing for public
5 school construction costs in Prince George's County; stating the intent of the
6 General Assembly concerning certain funding for the operating expenses of the
7 Coordination Office; providing for the termination of this Act; and generally
8 relating to State aid for public education.

9 BY repealing and reenacting, with amendments,
10 Article - Education
11 Section 5-206
12 Annotated Code of Maryland
13 (1997 Replacement Volume and 1997 Supplement)

14 Preamble

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

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

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

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

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

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

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

1

Article - Education

2 5-206.

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

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

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

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

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

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

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

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

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

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

37 (III) FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER,
38 THE GOVERNOR SHALL INCLUDE IN THE STATE BUDGET FUNDING FOR THE GRANT

1 IN AN AMOUNT AT LEAST EQUAL TO \$1,350 TIMES THE NON- AND LIMITED-ENGLISH
 2 PROFICIENT STUDENT COUNT FOR THE SECOND PRECEDING SCHOOL YEAR PRIOR
 3 TO THE FISCAL YEAR FOR WHICH THE APPROPRIATION IS PROVIDED.

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

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

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

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

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

20 [(2)] (5) A county board shall expend the State funds received under this
 21 [section] SUBSECTION for programs for non- and limited-English proficient
 22 students and shall report annually to the Department on the actual expenditures of
 23 the State funds received under this section.

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

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

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

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

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

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

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

10 ~~(5)~~ ~~(4)~~ (I) THE TARGETED IMPROVEMENT GRANT FUNDS SHALL BE
11 USED TO PROVIDE SUPPLEMENTAL FUNDS TO SCHOOLS OR SPECIFIC STRUCTURED
12 AFTER-SCHOOL OR SUMMER ACTIVITIES IN WHICH 25 PERCENT OR MORE OF THE
13 STUDENTS RECEIVE FREE AND REDUCED PRICE MEALS.

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

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

22 (2) BEGINNING IN FISCAL YEAR 1999, THE GOVERNOR SHALL INCLUDE
23 IN EACH YEAR'S OPERATING BUDGET NOT LESS THAN THE AMOUNT APPROPRIATED
24 IN FISCAL YEAR 1998 FOR THE BALTIMORE COUNTY TEACHER MENTORING PROGRAM.
25 IN ADDITION TO THAT AMOUNT, THE BALTIMORE COUNTY TEACHER MENTORING
26 PROGRAM SHALL RECEIVE \$5,000,000 ANNUALLY TO ENHANCE ITS TEACHER
27 MENTORING PROGRAM AS A PILOT TO DETERMINE BEST PRACTICES FOR
28 MENTORING TEACHERS WORKING WITH AT-RISK STUDENTS AND ADDRESSING
29 TEACHER RETENTION IN SCHOOLS WITH HIGH AT-RISK STUDENT POPULATIONS.

30 (3) FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER, THE
31 GOVERNOR SHALL INCLUDE IN EACH YEAR'S OPERATING BUDGET \$2 MILLION TO
32 FUND A TEACHER MENTORING PROGRAM IN PRINCE GEORGE'S COUNTY WHICH
33 SHALL BE MODELED AFTER THE BALTIMORE COUNTY TEACHER MENTORING
34 PROGRAM.

35 ~~(3)~~ (4) TO THE EXTENT FUNDS ARE PROVIDED IN THE STATE BUDGET
36 OR ARE AVAILABLE FROM OTHER SOURCES FOR THIS PURPOSE, THE DEPARTMENT
37 AND EACH PUBLIC SCHOOL SYSTEM SHALL EXPAND EXISTING PROFESSIONAL
38 DEVELOPMENT PROGRAMS FOR SCHOOL-BASED ADMINISTRATORS AND PRINCIPALS
39 AND DEVELOP NEW PROGRAMS TO ASSIST THESE INDIVIDUALS IN DEALING WITH
40 AT-RISK STUDENTS.

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

6	(I)	ALLEGANY COUNTY	\$ 57,541
7	(II)	ANNE ARUNDEL COUNTY	200,241
8	(III)	BALTIMORE CITY	694,491
9	(IV)	BALTIMORE COUNTY	100,759
10	(V)	CALVERT COUNTY	143,029
11	(VI)	CAROLINE COUNTY	51,770
12	(VII)	CARROLL COUNTY	14,270
13	(VIII)	CECIL COUNTY.....	162,011
14	(IX)	CHARLES COUNTY	144,439
15	(X)	DORCHESTER COUNTY.....	70,036
16	(XI)	FREDERICK COUNTY	180,082
17	(XII)	GARRETT COUNTY	36,312
18	(XIII)	HARFORD COUNTY	174,311
19	(XIV)	HOWARD COUNTY	72,500
20	(XV)	KENT COUNTY	55,541
21	(XVI)	MONTGOMERY COUNTY	313,759
22	(XVII)	PRINCE GEORGE'S COUNTY	336,226
23	(XVIII)	QUEEN ANNE'S COUNTY	59,426
24	(XIX)	ST. MARY'S COUNTY	261,134
25	(XX)	SOMERSET COUNTY.....	39,729
26	(XXI)	TALBOT COUNTY.....	20,541
27	(XXII)	WASHINGTON COUNTY	103,416
28	(XXIII)	WICOMICO COUNTY.....	22,541

1 (XXIV) WORCESTER COUNTY.....51,656

2 (2) IN ADDITION TO THE FUNDS PROVIDED IN PARAGRAPH (1) OF THIS
3 SUBSECTION, A TOTAL OF \$1,000,000 SHALL BE ~~DISTRIBUTED~~ PROVIDED ANNUALLY
4 TO LOCAL SCHOOL SYSTEMS TO ADDRESS EARLY INTERVENTION ~~OF~~ FOR TARGETED
5 4-YEAR-OLD POPULATIONS WHOSE NEEDS ARE NOT FULLY MET BY THE EXISTING
6 EXTENDED ELEMENTARY EDUCATION PROGRAMS. THE STATE SUPERINTENDENT
7 SHALL RELEASE THESE FUNDS TO LOCAL SCHOOL SYSTEMS BASED ON THE
8 SUBMISSION AND APPROVAL OF COMPREHENSIVE PLANS DESCRIBED IN
9 SUBSECTION (I) OF THIS SECTION. FUNDS SHALL BE PROVIDED AS FOLLOWS:

10	(I)	ALLEGANY.....	18,315
11	(II)	ANNE ARUNDEL.....	67,765
12	(III)	BALTIMORE CITY	219,779
13	(IV)	BALTIMORE	62,270
14	(V)	CALVERT.....	23,810
15	(VI)	CAROLINE	16,484
16	(VII)	CARROLL.....	9,158
17	(VIII)	CECIL	42,125
18	(IX)	CHARLES	54,945
19	(X)	DORCHESTER	21,978
20	(XI)	FREDERICK	42,125
21	(XII)	GARRETT.....	16,484
22	(XIII)	HARFORD	40,293
23	(XIV)	HOWARD	12,821
24	(XV)	KENT	14,652
25	(XVI)	MONTGOMERY.....	65,933
26	(XVII)	PRINCE GEORGE'S.....	91,575
27	(XVIII)	QUEEN ANNE'S	18,315
28	(XIX)	ST. MARY'S.....	45,788
29	(XX)	SOMERSET	14,652
30	(XXI)	TALBOT	14,652

1 (XXII) WASHINGTON..... 31,136
2 (XXIII) WICOMICO 40,293
3 (XXIV) WORCESTER 14,652

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

7 (I) EFFECTIVE SCHOOLS PROGRAMS IN PRINCE GEORGE'S COUNTY
8 - \$2,000,000;

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

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

13 (IV) PROVISIONAL TEACHER CERTIFICATION AND TEACHER
14 DEVELOPMENT INITIATIVES STATEWIDE EXCEPT IN PRINCE GEORGE'S COUNTY -
15 \$500,000.

16 (2) THE STATE SUPERINTENDENT SHALL ESTABLISH GUIDELINES AND
17 CRITERIA THAT WILL BE USED TO DISTRIBUTE FUNDS PROVIDED IN ~~PARAGRAPH (4)~~
18 ~~(III) AND (IV) OF THIS SUBSECTION.~~

19 (3) (I) THE PRINCE GEORGE'S COUNTY BOARD OF EDUCATION
20 ANNUALLY SHALL SUBMIT TO THE DEPARTMENT A PLAN FOR THE EXPENDITURE OF
21 FUNDS PROVIDED IN:

22 1. PARAGRAPH (1) OF THIS SUBSECTION FOR EFFECTIVE
23 SCHOOLS PROGRAMS; AND

24 2. CHAPTER 105 OF THE ACTS OF THE GENERAL ASSEMBLY
25 OF 1997 FOR THE MAGNET SCHOOLS PROGRAM, WHICH, NOTWITHSTANDING ANY
26 OTHER PROVISION OF LAW, MAY BE DIRECTED TO SUPPORT MAGNET AND OTHER
27 EFFECTIVE SCHOOLS PROGRAMS.

28 (II) THE PLAN SHALL INCLUDE:

29 1. FUNDS FOR ACADEMIC PROGRAMS TO SUPPORT
30 RESEARCH-PROVEN STRATEGIES THAT ENHANCE INSTRUCTION AND STUDENT
31 PERFORMANCE; AND

32 2. STRONG MONITORING AND EVALUATION COMPONENTS.

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

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

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

7 (6) (I) THERE SHALL BE A MANAGEMENT OVERSIGHT PANEL WHICH
8 SHALL ASSIST IN DEVELOPING THE SCOPE OF THE PERFORMANCE AUDIT, MEET
9 PERIODICALLY WITH THE AUDITORS TO MONITOR THE PROGRESS OF THE
10 PERFORMANCE AUDIT AND OF THE FINANCIAL AUDIT, REVIEW THE FINDINGS AND
11 RECOMMENDATIONS OF BOTH AUDITS, AND MONITOR IMPLEMENTATION OF THE
12 AUDITS' RECOMMENDATIONS FOR A FOUR-YEAR PERIOD.

13 (II) THE MANAGEMENT OVERSIGHT PANEL SHALL CONSIST OF
14 NINE MEMBERS JOINTLY APPOINTED BY THE GOVERNOR, THE PRINCE GEORGE'S
15 COUNTY EXECUTIVE, AND THE CHAIRPERSON OF THE PRINCE GEORGE'S COUNTY
16 BOARD OF EDUCATION FROM A LIST OF NOMINATIONS SUBMITTED BY THE STATE
17 BOARD OF EDUCATION.

18 (III) THE MANAGEMENT OVERSIGHT PANEL SHALL BE COMPRISED
19 OF:

20 1. FOUR INDIVIDUALS WHO HAVE EXTENSIVE EXPERTISE IN
21 MANAGEMENT OR BUSINESS ENTERPRISES;

22 2. THREE INDIVIDUALS WHO HAVE EXTENSIVE EXPERTISE
23 IN THE EDUCATION FIELD; AND

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

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

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

32 (VI) THE MANAGEMENT OVERSIGHT PANEL SHALL ASSIST IN
33 DEVELOPING THE SCOPE OF A PERFORMANCE AUDIT AND SHALL MEET
34 PERIODICALLY WITH THE BOARD CHAIRPERSON, THE COUNTY EXECUTIVE, AND THE
35 COUNTY COUNCIL CHAIRPERSON TO MONITOR THE PROGRESS OF THE AUDIT.

36 (VII) AT THE CONCLUSION OF THE PERFORMANCE AUDIT AND THE
37 FINANCIAL AUDIT, THE MANAGEMENT OVERSIGHT PANEL SHALL REVIEW THE
38 FINDINGS AND RECOMMENDATIONS OF THE AUDITS AND REPORT TO THE
39 GOVERNOR, GENERAL ASSEMBLY, PRINCE GEORGE'S COUNTY COUNCIL, PRINCE

1 GEORGE'S COUNTY EXECUTIVE, AND PRINCE GEORGE'S COUNTY BOARD OF
2 EDUCATION:

3 1. ON THE AUDITS' FINDINGS AND RECOMMENDATIONS:
4 AND

5 2. ANNUALLY ON IMPLEMENTATION OF THE AUDITS'
6 RECOMMENDATIONS.

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

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

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

16 (III) THE STATE SHALL FUND THE TOTAL OPERATING COSTS OF THE
17 COORDINATION OFFICE.

18 (H) (1) IN THIS SUBSECTION, "NEW LOCAL SCHOOL BOARD FUNDS" MEANS
19 ADDITIONAL FUNDING PROVIDED BY THE LOCAL SCHOOL BOARDS FOR
20 ELEMENTARY SCHOOL LIBRARIES IN EXCESS OF THE FISCAL 1998 FUNDING
21 PROVIDED BY THE LOCAL SCHOOL BOARDS FOR ELEMENTARY SCHOOL LIBRARIES.

22 (2) FOR FISCAL YEAR 1999 AND EVERY FISCAL YEAR THEREAFTER, THE
23 GOVERNOR SHALL INCLUDE IN EACH YEAR'S OPERATING BUDGET A TOTAL OF
24 \$3,000,000 IN GRANTS TO LOCAL SCHOOL SYSTEMS FOR THE PURPOSE OF ENHANCING
25 ELEMENTARY SCHOOL LIBRARY PROGRAMS BASED ON EACH COUNTY'S PERCENT OF
26 TOTAL FULL-TIME EQUIVALENT ENROLLMENT STATEWIDE FOR THE PREVIOUS
27 FISCAL YEAR.

28 (2) (3) IN ORDER TO RECEIVE FUNDS UNDER THIS SUBSECTION, EACH
29 COUNTY BOARD SHALL PROVIDE EQUAL MATCHING FUNDS TO BE USED FOR SCHOOL
30 LIBRARY PROGRAMS MATCH THE STATE GRANT DOLLAR FOR DOLLAR WITH NEW
31 LOCAL SCHOOL BOARD FUNDS.

32 (3) (4) TO THE EXTENT THAT A LOCAL SCHOOL BOARD DOES NOT
33 PROVIDE NEW LOCAL SCHOOL BOARD FUNDS TO MEET THE LOCAL MATCH
34 REQUIRED IN PARAGRAPH (3) OF THIS SUBSECTION, THE STATE GRANT SHALL
35 REVERT TO THE GENERAL FUND.

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

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

4	(I)	ALLEGANY.....	40,266
5	(II)	ANNE ARUNDEL.....	268,456
6	(III)	BALTIMORE CITY	380,390
7	(IV)	BALTIMORE	376,316
8	(V)	CALVERT.....	53,740
9	(VI)	CAROLINE	20,218
10	(VII)	CARROLL.....	98,518
11	(VIII)	CECIL	55,039
12	(IX)	CHARLES	78,281
13	(X)	DORCHESTER	18,382
14	(XI)	FREDERICK	125,881
15	(XII)	GARRETT.....	19,170
16	(XIII)	HARFORD	139,416
17	(XIV)	HOWARD	147,977
18	(XV)	KENT	10,197
19	(XVI)	MONTGOMERY.....	453,584
20	(XVII)	PRINCE GEORGE'S.....	463,151
21	(XVIII)	QUEEN ANNE'S.....	23,544
22	(XIX)	ST. MARY'S.....	52,289
23	(XX)	SOMERSET.....	11,060
24	(XXI)	TALBOT	16,384
25	(XXII)	WASHINGTON.....	72,645
26	(XXIII)	WICOMICO	50,492
27	(XXIV)	WORCESTER	24,604

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

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

11 (3) EACH COMPREHENSIVE PLAN SHALL INCLUDE A DESCRIPTION OF
12 THE MEASURES THAT WILL BE USED AND THE PROCESS BY WHICH DATA WILL BE
13 COLLECTED AND EVALUATED TO MEASURE CHANGE IN STUDENT LEARNING AND
14 OTHER EDUCATIONAL PERFORMANCE ATTRIBUTABLE TO THE ~~TARGETED~~
15 ~~IMPROVEMENT GRANT~~ SCHOOL ACCOUNTABILITY FUNDING FOR EXCELLENCE
16 PROGRAM FUNDS.

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

19 (4) THE STATE BOARD SHALL ADOPT REGULATIONS REGARDING THE
20 INFORMATION REQUIREMENTS OF AND THE APPROVAL PROCESS FOR THE
21 COMPREHENSIVE PLANS. THESE REGULATIONS SHALL INCLUDE DETAILED TIME
22 LINES FOR APPROVAL OF THE COMPREHENSIVE PLANS BY THE DEPARTMENT.

23 (5) EACH LOCAL SCHOOL SYSTEM SHALL SUBMIT TO THE DEPARTMENT
24 SEMIANNUAL PROGRESS REPORTS THAT INCLUDE SPECIFIC DATA ABOUT THE
25 NATURE AND EXTENT OF CHANGES IN STUDENT LEARNING FOR STUDENTS
26 PARTICIPATING IN THE ~~TARGETED IMPROVEMENT GRANT~~ SCHOOL ACCOUNTABILITY
27 FUNDING FOR EXCELLENCE PROGRAM. THE INFORMATION GATHERED THROUGH
28 THE SEMIANNUAL REPORTING SHALL BE USED TO MODIFY AND ~~ENHANCE~~
29 ~~STRATEGIES THAT ARE HAVING A MEASURABLE IMPACT ON THE PERFORMANCE OF~~
30 ~~STUDENTS~~ IMPLEMENT STUDENT PERFORMANCE STRATEGIES. EACH PROGRESS
31 REPORT SUBMITTED UNDER THIS PARAGRAPH SHALL INCLUDE AN ASSESSMENT OF
32 STUDENT PERFORMANCE USING THE CATEGORIES REQUIRED BY THE MARYLAND
33 SCHOOL PERFORMANCE PROGRAM STANDARDS.

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

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

41 (2) TO THE EXTENT THAT A LOCAL SCHOOL SYSTEM ACHIEVES THE
42 INTENDED FUNDING LEVEL IN A PARTICULAR TARGETED PROGRAM FOR AT-RISK

1 STUDENTS, THE LOCAL SCHOOL SYSTEM MAY DIVERT FUNDS TO OTHER TARGETED
2 PROGRAMS IF THE PROGRAMS ARE IDENTIFIED IN THE SCHOOL SYSTEM'S TARGETED
3 IMPROVEMENT GRANT PROGRAM COMPREHENSIVE PLAN AND APPROVED BY THE
4 DEPARTMENT.

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

11	(1)	ALLEGANY COUNTY	\$ 205,000
12	(2)	ANNE ARUNDEL COUNTY.....	330,000
13	(3)	BALTIMORE CITY.....	1,515,000
14	(4)	BALTIMORE COUNTY.....	1,190,000
15	(5)	CALVERT COUNTY.....	40,000
16	(6)	CAROLINE COUNTY.....	50,000
17	(7)	CARROLL COUNTY	205,000
18	(8)	CECIL COUNTY	205,000
19	(9)	CHARLES COUNTY.....	40,000
20	(10)	DORCHESTER COUNTY	40,000
21	(11)	FREDERICK COUNTY	50,000
22	(12)	GARRETT COUNTY.....	50,000
23	(13)	HARFORD COUNTY	220,000
24	(14)	HOWARD COUNTY.....	40,000
25	(15)	KENT COUNTY.....	40,000
26	(16)	MONTGOMERY COUNTY.....	660,000
27	(17)	PRINCE GEORGE'S COUNTY.....	550,000
28	(18)	QUEEN ANNE'S COUNTY	50,000
29	(19)	ST. MARY'S COUNTY.....	50,000
30	(20)	SOMERSET COUNTY	40,000

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1 (21) TALBOT COUNTY 95,000

2 (22) WASHINGTON COUNTY 110,000

3 (23) WICOMICO COUNTY 205,000

4 (24) WORCESTER COUNTY 40,000

5 SECTION 2. AND BE IT FURTHER ENACTED, That for fiscal year 1999 and
 6 every fiscal year thereafter, the State shall provide \$35 million for public school
 7 construction projects in Prince George's County and the Prince George's County
 8 government shall provide a minimum of \$32 million for public school construction
 9 projects, and such additional funds as may be necessary to match the annual State
 10 appropriation for public school construction projects in Prince George's County.

11 SECTION 3. AND BE IT FURTHER ENACTED, That for fiscal year 1999, the
 12 State shall provide 80 percent of the eligible costs for the first \$20 million in public
 13 school construction costs related to neighborhood school projects. Neighborhood school
 14 projects shall be identified by the Interagency Committee on Public School
 15 Construction and shall include new public schools and additions or improvements to
 16 existing public schools which serve students reassigned to their local communities
 17 based upon the Community Schools Education Plan developed by the Prince George's
 18 County Board of Education.

19 For fiscal years 2000 through 2002, the General Assembly shall determine the
 20 State/local cost share formula for public school construction in Prince George's County
 21 for the purpose of assisting the county in building neighborhood schools to
 22 accommodate students reassigned to their local communities based upon the
 23 Community Schools Education Plan.

24 SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That it is the intent of the
 25 General Assembly that the Governor provide a maximum of \$210,000 annually in
 26 fiscal years 1999 through 2002 for the operating expenses of the Coordination Office
 27 established by this Act.

28 SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect
 29 July 1, 1998. It shall remain effective for a period of 4 years and, at the end of June
 30 30, 2002, with no further action required by the General Assembly, this Act shall be
 31 abrogated and of no further force and effect.