

HOUSE BILL 53

Unofficial Copy  
F1  
HB 480/00 - W&M

2001 Regular Session  
11r0875

(PRE-FILED)

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By: ~~Delegate Zirkin~~ Delegates Zirkin, W. Baker, Barkley, Bartlett, Bobo, Bohanan, Boschert, Boutin, Bronrott, Brown, Cane, Carlson, Clagett, Cole, Conroy, Conway, D'Amato, D. Davis, DeCarlo, Dypski, Finifter, Giannetti, Gladden, Glassman, Griffith, Hecht, Heller, Hill, Howard, Hubbard, Hubers, James, A. Jones, Klausmeier, Kopp, Mandel, Marriott, McHale, McIntosh, Menes, Moe, Mohorovic, Montague, Morhaim, Paige, Parrott, Petzold, Phillips, Pitkin, Ports, Riley, Rosso, Sher, Shriver, Stocksdale, Swain, Taylor, Turner, Valderrama, and Vallario

Requested: November 14, 2000  
Introduced and read first time: January 10, 2001  
Assigned to: Ways and Means

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Committee Report: Favorable with amendments  
House action: Adopted  
Read second time: March 16, 2001

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Education - Maryland Educational Opportunity Summer Pilot Program -**  
3 **Establishment**

4 FOR the purpose of establishing the Maryland Educational Opportunity Summer  
5 Pilot Program; limiting the application of this Act to certain counties;  
6 authorizing a county board of education to develop a certain proposal; requiring  
7 the State Board of Education to review a certain proposal and approve or  
8 disapprove the proposal based on certain priorities; requiring the State Board to  
9 distribute certain funds for certain purposes to a county board under certain  
10 circumstances; authorizing a county board to include certain curriculum or  
11 activities in a proposal; requiring a county board to include a certain estimate in  
12 a proposal; ~~requiring the Governor to include a certain amount in the State~~  
13 ~~budget to implement the Program; providing that funding for the Pilot Program~~  
14 is as provided in the State budget; providing that certain funding is intended to  
15 complement certain other funding; providing that certain funding for the  
16 Program may not supplant certain other existing funding; requiring the State  
17 Board to adopt certain regulations; requiring the State Superintendent of  
18 Schools to report to the General Assembly on or before a certain date; defining a  
19 certain term; providing for the termination of this Act; and generally relating to  
20 the Maryland Educational Opportunity Summer Pilot Program.

1 BY adding to  
 2 Article - Education  
 3 Section 5-216  
 4 Annotated Code of Maryland  
 5 (1999 Replacement Volume and 2000 Supplement)

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

8 **Article - Education**

9 5-216.

10 (A) IN THIS SECTION, "PILOT PROGRAM" MEANS THE MARYLAND  
 11 EDUCATIONAL OPPORTUNITY SUMMER PILOT PROGRAM.

12 (B) THIS SECTION ONLY APPLIES TO BALTIMORE COUNTY AND PRINCE  
 13 GEORGE'S COUNTY.

14 ~~(B)~~ (C) THERE IS A MARYLAND EDUCATIONAL OPPORTUNITY SUMMER  
 15 PILOT PROGRAM TO ENRICH STUDENTS IN KINDERGARTEN THROUGH GRADE 12 BY  
 16 THE DEVELOPMENT AND IMPLEMENTATION OF EDUCATIONAL CURRICULUM AND  
 17 ACTIVITIES IN THE SUMMER MONTHS.

18 ~~(C)~~ (D) (1) THE PILOT PROGRAM SHALL BE ADMINISTERED AS PROVIDED  
 19 IN THIS SUBSECTION.

20 (2) (I) A COUNTY BOARD, ~~IN CONSULTATION WITH THE LOCAL~~  
 21 ~~EMPLOYEE ORGANIZATION,~~ MAY DEVELOP A PROPOSAL FOR EDUCATIONAL  
 22 CURRICULUM AND ACTIVITIES DURING THE SUMMER MONTHS USING EXISTING  
 23 FACULTY.

24 (II) A COUNTY BOARD MAY FORWARD A PROPOSAL TO THE STATE  
 25 BOARD BY AUGUST 15 OF EACH YEAR.

26 (3) THE STATE BOARD:

27 (I) SHALL REVIEW A PROPOSAL OF A COUNTY BOARD BY OCTOBER  
 28 15 OF EACH YEAR;

29 (II) MAY MAKE RECOMMENDATIONS THAT IT DEEMS NECESSARY;  
 30 AND

31 (III) SHALL SELECT A PROPOSAL FOR IMPLEMENTATION BY  
 32 NOVEMBER 15 OF EACH YEAR, GIVING PRIORITY TO:

33 1. PROPOSALS FOR DIVERSE AREAS OF THE STATE; AND

1                                   2.       PROPOSALS FOR SCHOOLS THAT SHOW THE LOWEST  
2 LEVELS OF IMPROVEMENT TOWARDS MEETING THE STANDARDS OF THE MARYLAND  
3 SCHOOL PERFORMANCE PROGRAM.

4                   (4)       AFTER THE STATE BOARD SELECTS A PROPOSAL OF A COUNTY  
5 BOARD, THE STATE BOARD SHALL DISTRIBUTE TO A COUNTY BOARD FUNDS TO  
6 COVER THE COST OF EXTENDING THE CONTRACTS OF PARTICIPATING TEACHERS TO  
7 IMPLEMENT AND OPERATE THE PILOT PROGRAM.

8       ~~(D)~~   (E)       (1)       A COUNTY BOARD MAY INCLUDE IN A PROPOSAL:

9                   (I)       CURRICULUM AND ACTIVITIES THAT ARE FOR THE BENEFIT OF  
10 STUDENTS IN ANY GRADE FROM KINDERGARTEN THROUGH GRADE 12;

11                   (II)       CURRICULUM AND ACTIVITIES THAT USE SCHOOL FACILITIES,  
12 LIBRARIES, OR ANY OTHER FACILITIES AT A LOCATION DESCRIBED IN THE  
13 PROPOSAL;

14                   (III)       CURRICULUM AND ACTIVITIES THAT ARE IMPLEMENTED FOR A  
15 SCHOOL, FOR A GROUP OF SCHOOLS, FOR A SCHOOL SYSTEM, OR COUNTYWIDE;

16                   (IV)       CURRICULUM AND ACTIVITIES THAT ARE COORDINATED WITH  
17 AN AFTER SCHOOL OPPORTUNITY PROGRAM OPERATING UNDER ARTICLE 41, TITLE 6,  
18 SUBTITLE 8 OF THE CODE;

19                   (V)       TUTORING IN SUBJECTS SPECIFIED IN THE PROPOSAL; OR

20                   (VI)       FIELD TRIPS TO LOCATIONS DESCRIBED IN THE PROPOSAL.

21                   (2)       A COUNTY BOARD SHALL INCLUDE IN A PROPOSAL THE ESTIMATED  
22 COST OF EXTENDING THE CONTRACTS OF PARTICIPATING TEACHERS.

23       ~~(E)~~   (F)       (1)       ~~FOR FISCAL YEAR 2003 AND EACH SUCCEEDING FISCAL YEAR,~~  
24 ~~THE GOVERNOR SHALL INCLUDE \$10 MILLION IN THE STATE BUDGET TO~~  
25 ~~ACCOMPLISH THE PURPOSES OF THIS SECTION. THE PILOT PROGRAM SHALL BE~~  
26 ~~FUNDED AS PROVIDED IN THE STATE BUDGET.~~

27                   (2)       THE FUNDING PROVIDED IN THE STATE BUDGET FOR THE PILOT  
28 PROGRAM IS INTENDED TO COMPLEMENT THE FUNDING RECEIVED BY THE STATE  
29 FROM THE U.S. DEPARTMENT OF EDUCATION FOR THE PILOT PROGRAM THROUGH  
30 THE FUND FOR THE IMPROVEMENT OF EDUCATION.

31                   ~~(2)~~   (3)       (3)       APPROPRIATIONS MADE UNDER THIS SECTION FOR  
32 EXTENDING THE CONTRACTS OF PARTICIPATING TEACHERS MAY NOT BE USED TO  
33 SUPPLANT THE EXISTING STATE SHARE OF BASIC CURRENT EXPENSES UNDER §  
34 5-202 OF THIS SUBTITLE.

35       ~~(F)~~   (G)       THE STATE BOARD SHALL ADOPT REGULATIONS TO:

36                   (1)       ESTABLISH CRITERIA FOR APPROVING A PROPOSAL; AND

1           (2)       IMPLEMENT THIS SECTION.

2       (H)     (1)     ON OR BEFORE JUNE 30, 2002, THE STATE SUPERINTENDENT SHALL  
3 REPORT TO THE GOVERNOR AND, SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT  
4 ARTICLE, THE GENERAL ASSEMBLY ON THE OPERATION AND PERFORMANCE OF THE  
5 PILOT PROGRAM.

6           (2)     THE REPORT SHALL ASSESS THE EFFECTIVENESS AND SUCCESS OF  
7 THE PILOT PROGRAM IN IMPROVING STUDENT ACHIEVEMENT IN THE  
8 JURISDICTIONS IN WHICH THE PILOT PROGRAM OPERATED.

9       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
10 July 1, 2001. It shall remain effective for a period of 1 year and, at the end of June 30,  
11 2002, with no further action required by the General Assembly, this Act shall be  
12 abrogated and of no further force and effect.