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2001 Regular Session 1lr2508

By: Delegate Rudolph

Introduced and read first time: February 16, 2001 Assigned to: Rules and Executive Nominations

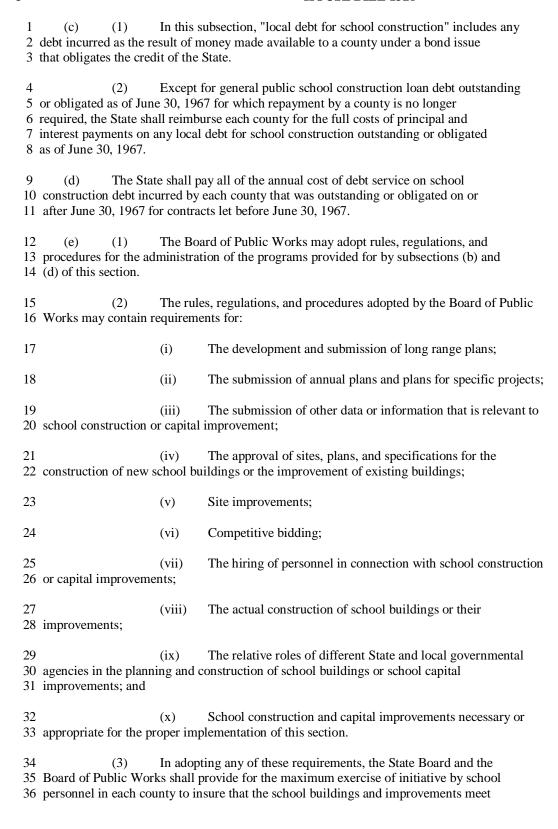
A BILL ENTITLED

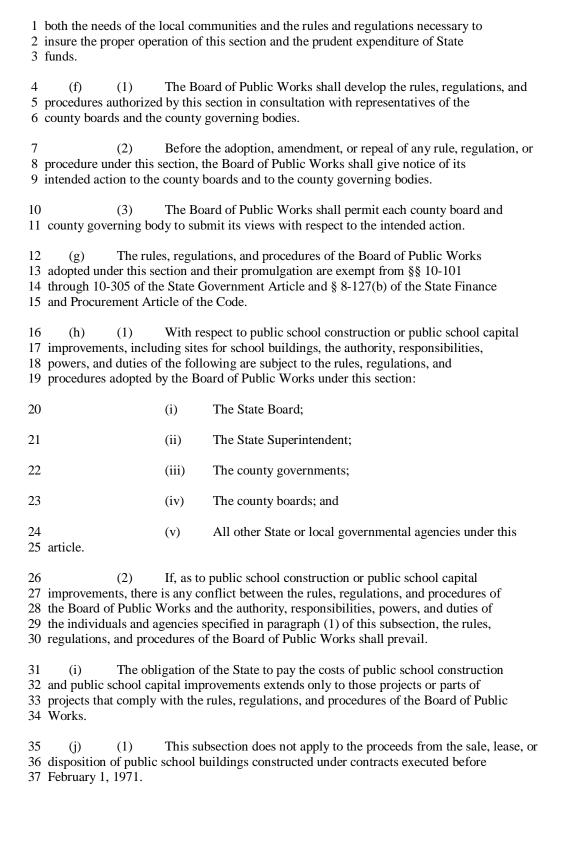
1	A TAT		•
	Δ $ \mathbf{X} $	ΔU	concerning
1	$\Delta \mathbf{M}$	Λ CI	COHCCHIIII

- 3 FOR the purpose of requiring the State to pay a certain amount of costs in addition to
- 4 the maximum State construction allocation for the construction of certain school
- 5 buildings that are within certain size ranges; requiring the State to pay a
- 6 certain amount of costs in addition to the maximum State construction
- 7 allocation for the renovation, modernization, alteration, or remodeling of certain
- 8 existing school buildings to within certain size ranges; defining certain terms;
- 9 and generally relating to State payments for public school construction or
- 10 capital improvement costs.
- 11 BY repealing and reenacting, with amendments,
- 12 Article Education
- 13 Section 5-301
- 14 Annotated Code of Maryland
- 15 (1999 Replacement Volume and 2000 Supplement)
- 16 Preamble
- WHEREAS, Research indicates that smaller school size is the second most
- 18 important factor in creating positive educational outcomes, after socioeconomic
- 19 status; and
- WHEREAS, Research related to school size indicates that elementary and
- 21 middle schools with between 300 and 400 students and secondary schools with
- 22 between 400 and 800 students are more effective than schools with larger student
- 23 populations; and
- 24 WHEREAS, Smaller school size promotes learning and improves grades and
- 25 test scores of students, especially minorities and low income students; and
- 26 WHEREAS, Research shows that school dropout rates decrease in small schools;
- 27 and

- 1 WHEREAS, Student behavioral problems, including truancy, classroom
- 2 disruption, vandalism, aggression, theft, alcohol and substance abuse, and gang
- 3 participation, occur more often in larger schools; and
- 4 WHEREAS, Creating smaller schools and smaller learning communities within
- 5 larger schools promotes school safety; and
- 6 WHEREAS, Small schools reduce the feeling of isolation, allow students to form
- 7 closer relationships with teachers, and create a sense of student loyalty to and pride
- 8 in the school; and
- 9 WHEREAS, Researchers have concluded that the first step in ending secondary
- 10 school violence is to break through the impersonal atmosphere of large secondary
- 11 schools by creating smaller learning communities within large schools; and
- WHEREAS, Research demonstrates that students who attend smaller schools
- 13 are more likely to participate in extracurricular activities and to participate in a
- 14 greater variety of extracurricular activities; and
- WHEREAS, Large schools contribute to negative teacher attitudes and low staff
- 16 morale; and
- WHEREAS, Small schools can be established in a cost effective manner, as the
- 18 sheer size of larger schools requires more administrative support; now, therefore,
- 19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 20 MARYLAND, That the Laws of Maryland read as follows:
- 21 Article Education
- 22 5-301.
- 23 (a) (1) For the purposes of this section other than subsection (c), the Board
- 24 of Public Works shall define by regulation what constitutes an approved public school
- 25 construction or capital improvement cost.
- 26 (2) The cost of acquiring land may not be considered a construction or
- 27 capital improvement cost and may not be paid by the State.
- 28 (b) The State shall pay the costs in excess of available federal funds of all
- 29 public school construction projects and public school capital improvements in each
- 30 county if:
- 31 (1) The projects or improvements have been approved by the Board of
- 32 Public Works; and
- 33 (2) Contracts have been executed on or after July 1, 1971 for the projects
- 34 or improvements.

HOUSE BILL 1328





HOUSE BILL 1328

3 4	1 (2) By rule or regulation, the Board of Public Works may require that the 2 proceeds received by a county from the sale, lease, or disposal of any public school 3 building shall be used solely as part of the State funding of the construction of future 4 public school buildings in the county in which the sale, lease, or disposal occurred, if 5 the public school building was:						
6 7	1971; and	(i)	Constru	cted under a contract executed on or after February 1,			
8		(ii)	Paid for	primarily with State funds under this section.			
11		fairly rep	resents th	roceeds from the sale, lease, or disposal of a public e appraised value of land and that part of the was funded by the county shall remain as the			
13 14	(J-1) (1) MEANINGS INDIC.	(I) ATED.	IN THIS	S SUBSECTION THE FOLLOWING WORDS HAVE THE			
			ROWTH	ITY FUNDING AREA" MEANS AN AREA ELIGIBLE FOR -RELATED PROJECT UNDER TITLE 5, SUBTITLE 7B OF JREMENT ARTICLE.			
20 21 22	18 (III) "SCHOOL CONSTRUCTION COSTS" MEANS THE PRODUCT OF 19 THE LATEST ADJUSTED AVERAGE STATEWIDE PER SQUARE FOOT CONSTRUCTION 20 COST AND THE APPROVED AREA ALLOWANCES FOR A PROJECT, ADJUSTED FOR 21 INFLATION UNTIL TIME TO BID, FOR REGIONAL COST DIFFERENCES, AND BY A 22 PERCENTAGE FOR CONTINGENCY AS DETERMINED BY THE INTERAGENCY 23 COMMITTEE ON SCHOOL CONSTRUCTION.						
24 25	тнат:	(IV)	"SMAL	LER LEARNING COMMUNITY" MEANS A SMALL SCHOOL			
26 27	AND		1.	EXISTS WITHIN A LARGER COHESIVE ENTITY OR CAMPUS;			
28			2.	IS DEVELOPED AND OPERATED AS A SEPARATE ENTITY.			
29		(V)	"SMAL	L SCHOOL" MEANS:			
30 31	ACCOMMODATES	BETWE	1. EEN 300	AN ELEMENTARY OR MIDDLE SCHOOL THAT AND 400 STUDENTS; OR			
32 33	400 AND 800 STUD	ENTS.	2.	A SECONDARY SCHOOL THAT ACCOMMODATES BETWEEN			
36	LEARNING COMM STATE 10% OF TH	E SCHO	IN A PRI OL CON	NTY BOARD THAT BUILDS A SMALL SCHOOL OR A SMALL ORITY FUNDING AREA SHALL RECEIVE FROM THE STRUCTION COSTS FOR THE PROJECT IN ADDITION FRUCTION ALLOCATION FOR THE PROJECT.			

- 1 (II) A COUNTY BOARD THAT RENOVATES, MODERNIZES, ALTERS, OR
- 2 REMODELS, IN WHOLE OR IN PART, AN EXISTING SCHOOL BUILDING IN A PRIORITY
- 3 FUNDING AREA THAT IS UNDER THE AGE OF 40 YEARS SUCH THAT THE SCHOOL
- 4 BECOMES A SMALL SCHOOL OR A SMALLER LEARNING COMMUNITY SHALL RECEIVE
- 5 AN ADDITIONAL 10% OF THE PRODUCT OF THE PER SQUARE FOOT BUILDING COST
- 6 AND THE NUMBER OF SQUARE FEET APPROVED FOR THE PROJECT IN ADDITION TO
- 7 THE MAXIMUM STATE CONSTRUCTION ALLOCATION FOR THE PROJECT.
- 8 (k) Whether by budget bill or supplementary appropriation bill, all money
- 9 appropriated to carry out the purposes of this section is a separate fund that shall be
- 10 administered by the State Comptroller in accordance with the rules and regulations
- 11 adopted by the Board of Public Works.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 13 July 1, 2001.