By: Senators Ruben, Britt, DeGrange, Exum, Forehand, Frosh, Garagiola, Giannetti, Green, Grosfeld, Hogan, Hollinger, Jones, Kasemeyer, Klausmeier, Kramer, Lawlah, Pinsky, Stone, and Teitelbaum

Introduced and read first time: February 3, 2006 Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 3

Community Colleges - Cade Funding Formula - Grants for English for Speakers of Other Languages Programs

4 FOR the purpose of altering the total amount of grants that may be distributed to

- 5 certain community colleges in order to provide instruction and services to
- 6 certain students enrolled in English for Speakers of Other Languages programs;
- 7 and generally relating to grants for community colleges for English for Speakers
- 8 of Other Languages programs.

9 BY repealing and reenacting, with amendments,

- 10 Article Education
- 11 Section 16-305(e)
- 12 Annotated Code of Maryland
- 13 (2004 Replacement Volume and 2005 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

- 15 MARYLAND, That the Laws of Maryland read as follows:
- 16

Article - Education

17 16-305.

18 (e) (1) (i) Beginning in fiscal year 1996, a grant in the amount provided in

- 19 paragraph (2) of this subsection shall be distributed to each board in order to provide
- 20 instruction and services to students enrolled in an English for Speakers of Other
- 21 Languages ("ESOL") program.

22 (ii) To qualify for a grant under this subsection, each participant in 23 the program shall be a student:

2425 language is not English;1. Born outside of the United States or whose native

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1 2. Who comes from an environment where a language other 2 than English is dominant; or 3 3. Who is an American Indian or Alaskan native and comes 4 from an environment where a language other than English has had a significant 5 impact on the student's level of English language proficiency. Subject to the provisions of subparagraph (ii) of this paragraph, 6 (2)(i) 7 the amount of the grant shall be \$800 times the number of qualified full-time 8 equivalent students who are enrolled in a county ESOL program and at the 9 community college. 10 (ii) 1. The total amount of the grants under this paragraph may 11 not exceed [\$2,500,000] \$6,000,000 for any fiscal year. 12 2. If, for any fiscal year, the total amount of the grants 13 calculated under subparagraph (i) of this paragraph would exceed [\$2,500,000] \$6,000,000, then each grant shall be prorated by the amount necessary to reduce the 14 15 total amount of the grants to [\$2,500,000] \$6,000,000. 16 If the amount that is appropriated to a board under this (3)(i) 17 subsection for any fiscal year is more than the actual cost of providing ESOL 18 programs to students enrolled at the community college in that county or region, the 19 excess funds shall be paid back to the State and credited to the General Fund of the 20 State. 21 (ii) A board may not transfer State funds received under this 22 subsection to any other program or category. 23 (4) Subject to the provisions of paragraph (2) of this subsection, for any 24 fiscal year in which the State appropriation is insufficient to fully fund all grants 25 eligible under this section, the Governor shall include in the budget bill for the 26 following fiscal year a deficiency appropriation to fund all unfunded grants.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect 28 June 1, 2006.