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By: **Senators Hogan, Astle, Britt, Colburn, Conway, Currie, DeGrange, Della, Dyson, Exum, Forehand, Frosh, Garagiola, Giannetti, Gladden, Green, Grosfeld, Hollinger, Jacobs, Jimeno, Jones, Kasemeyer, Kelley, Klausmeier, Kramer, Lawlah, McFadden, Middleton, Mooney, Munson, Pinsky, Ruben, Schrader, Stone, and Teitelbaum**

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Senate action: Adopted

Read second time: April 6, 2006

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CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Education - ~~Funding Formula~~ for Adult Education and Literacy Grants**  
3 **Services - Funding**

4 FOR the purpose of requiring the State Department of Education to provide  
5 competitive adult education grants beginning in a certain fiscal year for certain  
6 eligible adult education providers; requiring that funding for State adult  
7 education grants shall be provided in the State budget; providing for the manner  
8 of calculation of the amount of a certain State adult education grant available  
9 for each county for distribution to certain adult education providers; providing  
10 for an adjustment to the State adult education grant to reflect regional  
11 differences in the cost of education due to certain factors; providing for a certain  
12 minimum adult education provider adjustment amount to certain adult  
13 education providers under certain circumstances; providing for a certain small  
14 program adjustment amount for certain adult education providers under certain  
15 circumstances; providing for the calculation of the total State adult education  
16 grant amount available to the counties under certain circumstances; providing  
17 for a certain phase-in of the total State adult education grant amounts available  
18 for certain fiscal years under certain circumstances; requiring that a county  
19 provide a certain local share of funding for adult education programs in order to  
20 be eligible to receive a State adult education grant; providing for the manner of  
21 calculation of certain county contributions for adult education funding;  
22 providing that a county's local contribution to adult education program funding  
23 may include certain contributions of private donors and the federal government;  
24 requiring the State Department of Education to distribute competitive grants

1 for certain adult education and literacy services in accordance with the State  
 2 Plan for Adult Education and Family Literacy; requiring that certain State  
 3 grants for adult education programs be based on need and performance;  
 4 requiring the State Board of Education to adopt certain regulations; defining  
 5 certain terms; and generally relating to establishing a funding formula for adult  
 6 education and literacy services. Governor to include a certain appropriation in  
 7 the State budget for a certain fiscal year for the State Department of Education  
 8 to distribute as Literacy Works grants for adult education and literacy services;  
 9 and generally relating to funding for adult education and literacy services.

10 BY repealing and reenacting, with amendments,  
 11 Article - Education  
 12 Section 5-218  
 13 Annotated Code of Maryland  
 14 (2004 Replacement Volume and 2005 Supplement)

15 ~~BY adding to~~  
 16 ~~Article - Education~~  
 17 ~~Section 5-218~~  
 18 ~~Annotated Code of Maryland~~  
 19 ~~(2004 Replacement Volume and 2005 Supplement)~~

20 Preamble

21 ~~WHEREAS, The economy of Maryland requires an educated workforce to be~~  
 22 ~~competitive with other states; and~~

23 ~~WHEREAS, Almost 1,000,000 out of school youth and adults need a high school~~  
 24 ~~diploma, need to learn to communicate in English, or need to improve basic literacy~~  
 25 ~~skills; and~~

26 ~~WHEREAS, The State Assessment of Adult Literacy, published by the American~~  
 27 ~~Institutes for Research in December 2005, reported 1,500,000 Maryland adults with~~  
 28 ~~literacy skills at only the basic or below basic level; and~~

29 ~~WHEREAS, 44% of adults with below basic literacy skills are not in the labor~~  
 30 ~~force; and~~

31 ~~WHEREAS, Maryland provides adult education and literacy services to only 3%~~  
 32 ~~to 4% of the target population; and~~

33 ~~WHEREAS, There is a high demand for adult education and literacy services~~  
 34 ~~with waiting lists of at least 5,000 people annually; and~~

35 ~~WHEREAS, Maryland's investment in adult education and literacy is not~~  
 36 ~~competitive with other states; and~~

1 WHEREAS, Maryland's per student investment is 84% below the average of  
2 other East Coast states and less than all East Coast states except Rhode Island; and

3 WHEREAS, The General Assembly directed the State Superintendent of Schools  
4 to propose a funding formula for adult education; and

5 WHEREAS, The State Superintendent of Schools appointed the  
6 Superintendent's Panel on Excellence in Adult Education with leadership from the  
7 business community, labor, primary and secondary education, higher education, local  
8 government, community organizations, and adult education providers to study the  
9 issue and provide advice on a funding formula; and

10 WHEREAS, Stepping Up to the Future, the final report of the Superintendent's  
11 Panel on Excellence in Adult Education recommended a funding formula; and

12 WHEREAS, The State Board of Education has endorsed the report and  
13 recommendations of the Superintendent's Panel on Excellence in Adult Education,  
14 including the funding formula; and

15 WHEREAS, There is a documented economic return on investment from adult  
16 education and literacy services from increased wages for adult education students  
17 equivalent to 18% to 25% of minimum wage within 18 months of exit from services;  
18 and

19 WHEREAS, Dropouts who earn a high school diploma can increase their wages  
20 by \$7,000 annually; and

21 WHEREAS, Adult education and literacy services help break the  
22 intergenerational cycle of low achievement since the literacy level of a parent is the  
23 best predictor of a child's literacy level; and

24 WHEREAS, A funding formula for adult education and literacy services will  
25 help establish an adequate foundation for services to reach more of the target  
26 population and to ensure that students achieve results; now, therefore,

27 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
28 MARYLAND, That Section(s) 5-218 of Article—Education of the Annotated Code of  
29 Maryland be repealed.

30 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland  
31 read as follows:

32 **Article—Education**

33 ~~5-218.~~

34 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
35 INDICATED:

1           (2)     ~~"ADULT EDUCATION PROVIDER" MEANS A GRANTEE SELECTED BY A~~  
2 ~~COMPETITIVE GRANT PROCESS CONDUCTED BY THE DEPARTMENT.~~

3           (3)     ~~"BASE PER FULL TIME EQUIVALENT ENROLLMENT AMOUNT"~~  
4 ~~MEANS:~~

5           (I)     ~~\$1,803 FOR FISCAL YEAR 2007; AND~~

6           (II)    ~~FOR FISCAL YEAR 2008 AND EACH FISCAL YEAR THEREAFTER;~~

7                   1.     ~~THE BASE PER FULL TIME EQUIVALENT ENROLLMENT~~  
8 ~~AMOUNT FOR THE PRIOR FISCAL YEAR INCREASED BY THE SAME PERCENTAGE AS~~  
9 ~~THE INCREASE IN THE IMPLICIT PRICE DEFLATOR FOR STATE AND LOCAL~~  
10 ~~GOVERNMENT EXPENDITURES FOR THE SECOND PRIOR FISCAL YEAR; OR~~

11                   2.     ~~IF THERE IS NO INCREASE IN THE IMPLICIT PRICE~~  
12 ~~DEFLATOR FOR STATE AND LOCAL GOVERNMENT EXPENDITURES FOR THE SECOND~~  
13 ~~PRIOR FISCAL YEAR, THE BASE PER FULL TIME EQUIVALENT ENROLLMENT AMOUNT~~  
14 ~~FOR THE PRIOR FISCAL YEAR.~~

15           (4)     (I)     ~~"FULL TIME EQUIVALENT ENROLLMENT" MEANS THE TOTAL~~  
16 ~~NUMBER OF INSTRUCTIONAL HOURS PROVIDED FOR A STUDENT BY AN ADULT~~  
17 ~~EDUCATION PROVIDER IN THE SECOND PRIOR FISCAL YEAR DIVIDED BY 120.~~

18                   (II)    ~~"FULL TIME EQUIVALENT ENROLLMENT" INCLUDES ONLY~~  
19 ~~STUDENTS RECEIVING INSTRUCTIONAL HOURS CONSISTENT WITH THE CURRENT~~  
20 ~~CRITERIA OF THE NATIONAL REPORTING SYSTEM FOR ADULT EDUCATION.~~

21           (5)     ~~"GEOGRAPHIC COST OF EDUCATION INDEX ADJUSTMENT FACTOR"~~  
22 ~~MEANS THE ADJUSTMENT FACTOR UNDER § 5-202(F) OF THIS SUBTITLE FOR THE~~  
23 ~~COUNTY.~~

24           (6)     ~~"LOCAL PHASE IN AMOUNT" MEANS:~~

25           (I)     ~~\$5,000,000 IN FISCAL YEAR 2007;~~

26           (II)    ~~\$10,000,000 IN FISCAL YEAR 2008;~~

27           (III)   ~~\$15,000,000 IN FISCAL YEAR 2009; AND~~

28           (IV)   ~~\$20,000,000 IN FISCAL YEAR 2010.~~

29           (7)     ~~"LOCAL SHARE" MEANS THE MINIMUM LEVEL OF A COUNTY'S~~  
30 ~~CONTRIBUTION TO ADULT EDUCATION PROGRAM FUNDING AS CALCULATED UNDER~~  
31 ~~THIS SECTION.~~

32           (8)     ~~"LOCAL WEALTH PER CAPITA" MEANS THE WEALTH FOR THE~~  
33 ~~COUNTY IN WHICH AN ADULT EDUCATION PROVIDER IS LOCATED DIVIDED BY THE~~  
34 ~~POPULATION FOR THAT COUNTY.~~

1           (9)     "MAXIMUM FULL TIME EQUIVALENT ENROLLMENT EXPOSURE"  
2 MEANS THE STATEWIDE POPULATION MULTIPLIED BY A FACTOR, THE NUMERATOR  
3 OF WHICH IS 40,000 AND THE DENOMINATOR OF WHICH IS 5,441,531.

4           (10)    "POPULATION" HAS THE MEANING STATED IN § 23-501 OF THIS  
5 ARTICLE.

6           (11)    "STATE PHASE-IN AMOUNT" MEANS:

7                   (I)     \$8,853,622 IN FISCAL YEAR 2007;

8                   (II)    \$13,853,622 IN FISCAL YEAR 2008;

9                   (III)   \$18,853,622 IN FISCAL YEAR 2009; AND

10                  (IV)   \$23,853,622 IN FISCAL YEAR 2010.

11           (12)    "STATEWIDE WEALTH PER CAPITA" MEANS THE SUM OF THE  
12 WEALTH FOR ALL COUNTIES DIVIDED BY THE SUM OF THE POPULATION FOR ALL  
13 COUNTIES.

14           (13)    "TOTAL WEIGHTED FULL TIME EQUIVALENT ENROLLMENT" MEANS:

15                   (I)     THE SUM OF THE WEIGHTED FULL TIME EQUIVALENT  
16 ENROLLMENT IN PARAGRAPH (15) OF THIS SUBSECTION AS CALCULATED FOR EACH  
17 ADULT EDUCATION PROVIDER; OR

18                   (II)    IF THE SUM OF ALL THE TOTAL WEIGHTED FULL TIME  
19 EQUIVALENT ENROLLMENT PROVIDER FIGURES IN ITEM (I) OF THIS PARAGRAPH IS  
20 GREATER THAN THE MAXIMUM FULL TIME EQUIVALENT ENROLLMENT EXPOSURE,  
21 THE SUM CALCULATED IN ITEM (I) OF THIS PARAGRAPH FOR EACH ADULT  
22 EDUCATION PROVIDER MULTIPLIED BY A FACTOR THE NUMERATOR OF WHICH IS  
23 THE MAXIMUM FULL TIME EQUIVALENT ENROLLMENT EXPOSURE AND THE  
24 DENOMINATOR OF WHICH IS THE SUM OF ALL OF THE ADULT EDUCATION PROVIDER  
25 ENROLLMENT FIGURES CALCULATED IN ITEM (I) OF THIS PARAGRAPH.

26           (14)    "WEALTH" HAS THE MEANING STATED IN § 5-202(A) OF THIS  
27 SUBTITLE.

28           (15)    "WEIGHTED FULL TIME EQUIVALENT ENROLLMENT" MEANS THE  
29 TOTAL FULL TIME EQUIVALENT ENROLLMENT FOR AN ADULT EDUCATION  
30 PROVIDER IN EACH OF THE FOLLOWING GROUPS, MULTIPLIED BY:

31                   (I)     1.05 FOR ADULT BASIC EDUCATION STUDENTS;

32                   (II)    0.80 FOR ADULT SECONDARY EDUCATION STUDENTS;

33                   (III)   1.07 FOR ENGLISH AS A SECOND LANGUAGE STUDENTS WITH  
34 NATIONAL ADULT LITERACY SURVEY LEVELS 1 OR 2; AND

1                   (IV)    0.74 FOR ENGLISH AS A SECOND LANGUAGE STUDENTS WITH  
2 NATIONAL ADULT LITERACY SURVEY LEVEL 3.

3    (B)    (1)    FOR FISCAL YEAR 2007 AND EACH FISCAL YEAR THEREAFTER, THE  
4 DEPARTMENT SHALL PROVIDE COMPETITIVE ADULT EDUCATION GRANTS TO  
5 ELIGIBLE LOCAL ADULT EDUCATION PROVIDERS.

6                   (2)    FUNDING FOR THE STATE ADULT EDUCATION GRANTS UNDER THIS  
7 SECTION SHALL BE PROVIDED IN THE STATE BUDGET.

8    (C)    (1)    THE AMOUNT OF THE ANNUAL STATE ADULT EDUCATION GRANT  
9 AVAILABLE FOR EACH COUNTY FOR DISTRIBUTION TO ADULT EDUCATION  
10 PROVIDERS SHALL BE CALCULATED AS PROVIDED IN THIS SUBSECTION.

11                  (2)    FOR EACH COUNTY:

12                   (I)    MULTIPLY THE TOTAL WEIGHTED FULL TIME EQUIVALENT  
13 ENROLLMENT BY THE BASE PER FULL TIME EQUIVALENT ENROLLMENT AMOUNT;

14                   (II)   MULTIPLY THE RESULT OBTAINED IN ITEM (I) OF THIS  
15 PARAGRAPH BY 0.5;

16                   (III)   DIVIDE THE RESULT CALCULATED IN ITEM (II) OF THIS  
17 PARAGRAPH BY THE RATIO, ROUNDED TO SEVEN DECIMAL PLACES, OF LOCAL  
18 WEALTH PER CAPITA TO STATEWIDE WEALTH PER CAPITA; AND

19                   (IV)   MULTIPLY THE RESULT CALCULATED IN ITEM (III) OF THIS  
20 PARAGRAPH FOR THE COUNTY BY THE RESULT, ROUNDED TO SEVEN DECIMAL  
21 PLACES, WHICH RESULTS FROM DIVIDING AN AMOUNT EQUAL TO THE SUM OF EACH  
22 OF THE RESULTS OF THE CALCULATIONS IN ITEM (II) OF THIS PARAGRAPH BY AN  
23 AMOUNT EQUAL TO THE SUM OF EACH OF THE RESULTS OF THE CALCULATIONS IN  
24 ITEM (III) OF THIS PARAGRAPH.

25    (D)    THE AMOUNT CALCULATED IN SUBSECTION (C)(2)(IV) OF THIS SECTION  
26 SHALL BE ADJUSTED FOR EACH COUNTY AS FOLLOWS:

27                   (1)    MULTIPLY THE AMOUNT CALCULATED IN SUBSECTION (C)(2)(I) OF  
28 THIS SECTION BY THE GEOGRAPHIC COST OF EDUCATION INDEX ADJUSTMENT  
29 FACTOR; AND

30                   (2)    ADD THE AMOUNT CALCULATED IN PARAGRAPH (1) OF THIS  
31 SUBSECTION TO THE AMOUNT CALCULATED IN SUBSECTION (C)(2)(IV) OF THIS  
32 SECTION.

33    (E)    (1)    IF THE AMOUNT CALCULATED UNDER SUBSECTION (D)(2) OF THIS  
34 SECTION FOR ANY COUNTY IS LESS THAN THE MINIMUM ADULT EDUCATION GRANT  
35 AMOUNT DETERMINED UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE  
36 DEPARTMENT SHALL PROVIDE AN ADDITIONAL ADJUSTMENT FOR THE COUNTY IN  
37 THE AMOUNT BY WHICH THE MINIMUM ADULT LITERACY GRANT AMOUNT EXCEEDS  
38 THE RESULT CALCULATED UNDER SUBSECTION (D)(2) OF THIS SECTION.

1           (2)     FOR EACH COUNTY, THE MINIMUM ADULT EDUCATION ADJUSTMENT  
2 AMOUNT IS THE RESULT OBTAINED BY MULTIPLYING THE BASE AMOUNT PER  
3 FULL TIME EQUIVALENT ENROLLMENT BY THE COUNTY'S WEIGHTED FULL TIME  
4 EQUIVALENT ENROLLMENT COUNT, AND MULTIPLYING THIS PRODUCT BY 0.4.

5           (F)     IF THE TOTAL OF THE AMOUNT CALCULATED UNDER SUBSECTION (D)(2)  
6 OF THIS SECTION AND THE AMOUNT CALCULATED UNDER SUBSECTION (E)(1) OF  
7 THIS SECTION FOR A COUNTY IS LESS THAN \$100,000, THEN THE DEPARTMENT SHALL  
8 DETERMINE AN ADDITIONAL ADJUSTMENT FOR THE COUNTY IN THE AMOUNT BY  
9 WHICH \$100,000 EXCEEDS THE TOTAL OF THE AMOUNT CALCULATED UNDER  
10 SUBSECTION (D)(2) OF THIS SECTION AND THE AMOUNT, IF ANY, CALCULATED UNDER  
11 SUBSECTION (E)(1) OF THIS SECTION.

12          (G)     (1)     SUBJECT TO SUBSECTION (H) OF THIS SECTION, THE TOTAL STATE  
13 ADULT EDUCATION GRANT AMOUNT AVAILABLE FOR A COUNTY IS THE SUM OF THE  
14 AMOUNTS AS CALCULATED UNDER SUBSECTIONS (D)(2), (E), AND (F) OF THIS  
15 SECTION.

16          (2)     ANY ADDITIONAL STATE FUNDING PROVIDED BY THIS GRANT IN  
17 EXCESS OF THE AMOUNT PROVIDED IN FISCAL YEAR 2006 MAY NOT BE USED TO  
18 SUPPLANT THE LOCAL SHARE PROVIDED TO THE PROGRAM.

19          (H)     (1)     FOR FISCAL YEARS 2007 THROUGH 2011, IF THE TOTAL STATE ADULT  
20 EDUCATION GRANT AMOUNTS AVAILABLE EXCEEDS THE STATE PHASE IN AMOUNT  
21 FOR THAT FISCAL YEAR, THEN THE AMOUNT OF THE GRANT SHALL BE ADJUSTED  
22 FOR EACH COUNTY AS DESCRIBED IN PARAGRAPH (2) OF THIS SUBSECTION.

23          (2)     THE TOTAL STATE GRANT AMOUNT AVAILABLE FOR EACH COUNTY  
24 IS MULTIPLIED BY A FACTOR ROUNDED TO SEVEN DECIMAL PLACES, THE  
25 NUMERATOR OF WHICH IS THE STATE PHASE IN AMOUNT FOR THE FISCAL YEAR  
26 AND THE DENOMINATOR OF WHICH IS THE SUM OF ALL THE TOTAL STATE ADULT  
27 EDUCATION GRANT AMOUNTS AS CALCULATED UNDER SUBSECTION (G) OF THIS  
28 SECTION.

29          (1)     (1)     IN ORDER TO RECEIVE A STATE ADULT EDUCATION GRANT, A  
30 COUNTY SHALL PROVIDE A LOCAL SHARE AS CALCULATED IN PARAGRAPHS (2) AND  
31 (3) OF THIS SUBSECTION.

32          (2)     (1)     THE LOCAL SHARE IS CALCULATED FOR EACH COUNTY AS  
33 PROVIDED IN THIS PARAGRAPH.

34                 (H)     SUBJECT TO SUBPARAGRAPHS (III) AND (IV) OF THIS  
35 PARAGRAPH, SUBTRACT THE RESULT CALCULATED UNDER SUBSECTION (C)(2)(IV) OF  
36 THIS SECTION FROM THE RESULT CALCULATED UNDER SUBSECTION (C)(2)(I) OF THIS  
37 SECTION.

38                 (III)    IF THE RESULT OF THE CALCULATION IN SUBPARAGRAPH (II)  
39 OF THIS PARAGRAPH IS GREATER THAN THE PRODUCT OF THE RESULT CALCULATED  
40 UNDER SUBSECTION (C)(2)(I) OF THIS SECTION MULTIPLIED BY 0.6, THEN THE LOCAL

~~1 SHARE IS THE PRODUCT OF THE RESULT CALCULATED UNDER SUBSECTION (C)(2)(I)  
2 OF THIS SECTION MULTIPLIED BY 0.6.~~

~~3 (IV) THE LOCAL SHARE MAY NOT BE LESS THAN ZERO.~~

~~4 (3) THE LOCAL SHARE SHALL BE ADJUSTED AS FOLLOWS:~~

~~5 (I) SUBTRACT \$7,190,096 FROM THE SUM OF ALL THE LOCAL SHARE  
6 AMOUNTS CALCULATED UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION; AND~~

~~7 (II) FOR EACH COUNTY, MULTIPLY THE AMOUNT CALCULATED  
8 UNDER PARAGRAPH (2)(III) OF THIS SUBSECTION BY A FACTOR, ROUNDED TO SEVEN  
9 DECIMAL PLACES, THE NUMERATOR OF WHICH IS THE RESULT OF THE  
10 CALCULATION IN ITEM (I) OF THIS PARAGRAPH AND THE DENOMINATOR OF WHICH  
11 IS THE SUM OF ALL THE LOCAL SHARE AMOUNTS CALCULATED UNDER PARAGRAPH  
12 (2)(III) OF THIS SUBSECTION.~~

~~13 (J) SUBJECT TO SUBSECTION (K) OF THIS SECTION, FOR EACH COUNTY, THE  
14 LOCAL SHARE IS THE AMOUNT REQUIRED UNDER SUBSECTION (I)(3)(II) OF THIS  
15 SECTION.~~

~~16 (K) (I) FOR FISCAL YEARS 2007 THROUGH 2011, IF THE SUM OF ALL THE  
17 REQUIRED LOCAL SHARE AMOUNTS CALCULATED UNDER SUBSECTION (J) OF THIS  
18 SECTION EXCEEDS THE LOCAL PHASE IN AMOUNT FOR THE FISCAL YEAR, THEN THE  
19 AMOUNT OF THE LOCAL SHARE REQUIRED SHALL BE ADJUSTED FOR EACH COUNTY  
20 AS CALCULATED IN PARAGRAPH (2) OF THIS SUBSECTION.~~

~~21 (2) THE LOCAL SHARE REQUIRED FOR EACH COUNTY AS CALCULATED  
22 UNDER SUBSECTION (J) OF THIS SECTION IS MULTIPLIED BY A FACTOR ROUNDED TO  
23 SEVEN DECIMAL PLACES, THE NUMERATOR OF WHICH IS THE LOCAL PHASE IN  
24 AMOUNT FOR THE FISCAL YEAR AND THE DENOMINATOR OF WHICH IS THE SUM OF  
25 ALL THE REQUIRED LOCAL SHARE AMOUNTS CALCULATED UNDER SUBSECTION (J)  
26 OF THIS SECTION.~~

~~27 (L) A COUNTY'S TOTAL LOCAL SHARE MAY INCLUDE CONTRIBUTIONS FROM  
28 PRIVATE DONORS AND THE FEDERAL GOVERNMENT.~~

~~29 (M) (I) THE DEPARTMENT SHALL DISTRIBUTE COMPETITIVE STATE ADULT  
30 EDUCATION GRANTS FOR ADULT EDUCATION AND LITERACY SERVICES IN  
31 ACCORDANCE WITH THE STATE PLAN FOR ADULT EDUCATION AND FAMILY  
32 LITERACY.~~

~~33 (2) THE GRANTS DISTRIBUTED UNDER THIS SECTION SHALL BE BASED  
34 ON NEED AND PERFORMANCE.~~

~~35 (3) GRANTS UNDER THIS SECTION MAY BE USED FOR ADULT  
36 EDUCATION AND LITERACY SERVICES, INCLUDING:~~

~~37 (I) GED INSTRUCTION;~~



- 1                   ~~(II)     THE MARYLAND ADULT EXTERNAL HIGH SCHOOL PROGRAM~~
- 2 ~~UNDER § 7-205.1 OF THIS ARTICLE;~~
- 3                   ~~(III)    ENGLISH FOR SPEAKERS OF OTHER LANGUAGES;~~
- 4                   ~~(IV)    FAMILY LITERACY; AND~~
- 5                   ~~(V)     BASIC SKILLS AND LITERACY INSTRUCTION.~~
- 6     ~~(N)     THE STATE BOARD SHALL ADOPT REGULATIONS NECESSARY TO~~
- 7 ~~IMPLEMENT THIS SECTION.~~

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

10   **Article - Education**

11 5-218.

12     (a)     (1)     The Department shall distribute competitive grants for adult  
 13 education and literacy services in accordance with the State Plan for Adult Education  
 14 and Family Literacy.

15                   (2)     The grants distributed under this section shall be based on need and  
 16 performance.

17                   (3)     Grants under this section may be used for adult education and  
 18 literacy services, including:

- 19                   (i)     GED instruction;
- 20                   (ii)    The Maryland Adult External High School Program under §  
 21 7-205.1 of this article;
- 22                   (iii)   English for Speakers of Other Languages;
- 23                   (iv)    Family literacy; and
- 24                   (v)     Basic skills and literacy instruction.

25     (b)     (1)     Subject to paragraph (2) of this subsection, funding for the  
 26 competitive grants under this section shall be as provided in the State budget.

27                   (2)     (I)     In fiscal [years 2007 and 2008] YEAR 2007, the Governor shall  
 28 include an appropriation in the State budget equal to an increase of \$1,500,000 over  
 29 the fiscal year 2005 appropriation for the Department to distribute as Literacy Works  
 30 grants in order to reduce the waiting list for adult education and literacy services to  
 31 the extent possible.

32                   (II)    IN FISCAL YEAR 2008, THE GOVERNOR SHALL INCLUDE AN  
 33 APPROPRIATION IN THE STATE BUDGET EQUAL TO AN INCREASE OF \$1,500,000 OVER

1 THE FISCAL YEAR 2007 APPROPRIATION FOR THE DEPARTMENT TO DISTRIBUTE AS  
2 LITERACY WORKS GRANTS FOR ADULT EDUCATION AND LITERACY SERVICES.

3 SECTION ~~3~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take  
4 effect July 1, 2006.