

HOUSE BILL 339

F1, B1

9lr1261

By: **Delegates Anderson, Carter, Ali, Barkley, Benson, Carr, Conaway, Dumais, Dwyer, Harrison, Hucker, Ivey, Lee, Manno, Morhaim, Nathan-Pulliam, Norman, Simmons, Stukes, Tarrant, Taylor, V. Turner, and Valderrama**

Introduced and read first time: January 30, 2009

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education Funding - Maintenance of Effort - Slots Revenue**

3 FOR the purpose of requiring that expenditures from the Education Trust Fund to
4 primary and secondary education be in addition to State general funds provided
5 for certain State aid for education; and generally relating to the use of the
6 Education Trust Fund for State aid for education.

7 BY repealing and reenacting, with amendments,
8 Article - State Government
9 Section 9-1A-30
10 Annotated Code of Maryland
11 (2004 Replacement Volume and 2008 Supplement)

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

14 **Article - State Government**

15 9-1A-30.

16 (a) There is an Education Trust Fund which is a special, nonlapsing fund
17 that is not subject to § 7-302 of the State Finance and Procurement Article.

18 (b) (1) There shall be credited to the Education Trust Fund all proceeds
19 allocated to the Fund under § 9-1A-27 of this subtitle.

20 (2) Money in the Education Trust Fund shall be invested and
21 reinvested by the Treasurer, and interest and earnings shall accrue to the Fund.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) Money in the Education Trust Fund shall be used to:

2 (1) provide funding for public elementary and secondary education,
3 through continuation of the funding and formulas established under the programs
4 commonly known as the Bridge to Excellence in Public Schools Act, first enacted by
5 Chapter 288 of the Acts of the General Assembly of 2002, including the funding for
6 regional differences in the cost of education under § 5-202(f) of the Education Article;

7 (2) provide funds to construct public school buildings and provide
8 public school capital improvements in accordance with §§ 5-301 through 5-303 of the
9 Education Article; and

10 (3) provide funds for capital projects at community colleges and public
11 senior higher education institutions.

12 (d) (1) Expenditures from the Education Trust Fund shall be made each
13 fiscal year in accordance with the State budget.

14 (2) **EXPENDITURES FROM THE EDUCATION TRUST FUND FOR**
15 **PRIMARY AND SECONDARY EDUCATION SHALL BE IN ADDITION TO STATE**
16 **GENERAL FUND SUPPORT PROVIDED IN THE PRIOR FISCAL YEAR UNDER §§**
17 **5-202 THROUGH 5-210 OF THE EDUCATION ARTICLE.**

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 July 1, 2009.