

# HOUSE BILL 841

F3, F1

9lr0993

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By: **Montgomery County Delegation**

Introduced and read first time: February 11, 2009

Assigned to: Ways and Means

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 21, 2009

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Montgomery County Public Schools – Funding Accountability and**  
3 **Transparency Act**

4 **MC 930-09**

5 FOR the purpose of requiring the Montgomery County Board of Education to develop  
6 and operate a certain website that includes certain information about certain  
7 payments; specifying certain parameters of the website; defining certain terms;  
8 and generally relating to the development and operation of a searchable website  
9 by the Montgomery County Board of Education.

10 BY adding to  
11 Article – Education  
12 Section 5-115  
13 Annotated Code of Maryland  
14 (2008 Replacement Volume)

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

17 **Article – Education**

18 **5-115.**

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE  
2 MEANINGS INDICATED.

3 (2) (I) "PAYEE" MEANS ANY PARTY WHO RECEIVES FROM THE  
4 MONTGOMERY COUNTY BOARD OF EDUCATION AN AGGREGATE PAYMENT OF  
5 ~~\$10,000~~ \$25,000 IN A FISCAL YEAR.

6 (II) "PAYEE" DOES NOT INCLUDE:

7 1. A MONTGOMERY COUNTY PUBLIC SCHOOL  
8 EMPLOYEE WITH RESPECT TO THE EMPLOYEE'S COMPENSATION; OR

9 2. A MONTGOMERY COUNTY PUBLIC SCHOOL  
10 RETIREE WITH RESPECT TO THE RETIREE'S RETIREMENT ALLOWANCE.

11 (3) "SEARCHABLE WEBSITE" MEANS A WEBSITE CREATED IN  
12 ACCORDANCE WITH THIS SECTION THAT DISPLAYS AND SEARCHES PAYMENT  
13 DATA OF THE MONTGOMERY COUNTY BOARD OF EDUCATION.

14 (B) ON OR BEFORE JANUARY 1, ~~2010~~ 2011, THE MONTGOMERY  
15 COUNTY BOARD OF EDUCATION SHALL DEVELOP AND OPERATE A SINGLE  
16 SEARCHABLE WEBSITE ACCESSIBLE TO THE PUBLIC AT NO COST THROUGH THE  
17 INTERNET.

18 (C) THE SEARCHABLE WEBSITE SHALL CONTAIN MONTGOMERY  
19 COUNTY BOARD OF EDUCATION PAYMENT DATA INCLUDING:

20 (1) THE NAME OF A PAYEE RECEIVING A PAYMENT;

21 (2) THE LOCATION OF A PAYEE BY POSTAL ZIP CODE; AND

22 (3) THE AMOUNT OF A PAYMENT.

23 (D) THE SEARCHABLE WEBSITE SHALL ALLOW THE USER TO:

24 (1) SEARCH DATA FOR FISCAL YEAR ~~2009~~ 2010 AND EACH YEAR  
25 THEREAFTER; AND

26 (2) SEARCH BY THE FOLLOWING DATA FIELDS:

27 (I) A PAYEE RECEIVING A PAYMENT; AND

28 (II) THE ZIP CODE OF A PAYEE RECEIVING A PAYMENT.

1           (E) THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE THE  
2 DISCLOSURE OF INFORMATION THAT IS CONFIDENTIAL UNDER FEDERAL,  
3 STATE, OR LOCAL LAW.

4           (F) THIS SECTION SHALL BE KNOWN AND MAY BE CITED AS THE  
5 “MONTGOMERY COUNTY PUBLIC SCHOOLS FUNDING ACCOUNTABILITY AND  
6 TRANSPARENCY ACT ~~OF 2009~~”.

7           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
8 October 1, 2009.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.