

CHAPTER 424

(House Bill 841)

AN ACT concerning

Montgomery County Public Schools – Funding Accountability and Transparency Act

MC 930-09

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

BY adding to

Article – Education

Section 5-115

Annotated Code of Maryland
(2008 Replacement Volume)

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

Article – Education

5-115.

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

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

(II) “PAYEE” DOES NOT INCLUDE:

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

2. A MONTGOMERY COUNTY PUBLIC SCHOOL RETIREE WITH RESPECT TO THE RETIREE’S RETIREMENT ALLOWANCE.

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

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

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

- (1) THE NAME OF A PAYEE RECEIVING A PAYMENT;**
- (2) THE LOCATION OF A PAYEE BY POSTAL ZIP CODE; AND**
- (3) THE AMOUNT OF A PAYMENT.**

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

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

(2) SEARCH BY THE FOLLOWING DATA FIELDS:

- (I) A PAYEE RECEIVING A PAYMENT; AND**
- (II) THE ZIP CODE OF A PAYEE RECEIVING A PAYMENT.**

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

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

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

Approved by the Governor, May 7, 2009.