

# HOUSE BILL 448

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11r1307  
CF 11r2647

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By: **Delegates Ivey, Afzali, Anderson, Barnes, Barve, Conaway, Davis, Frick, Frush, Gilchrist, Glenn, Griffith, Guzzone, Hammen, Hucker, Kaiser, Luedtke, McHale, A. Miller, Mitchell, Murphy, Oaks, Proctor, B. Robinson, Stocksdale, Stukes, Summers, Tarrant, F. Turner, Valderrama, Vaughn, Walker, Washington, and Wilson**

Introduced and read first time: February 4, 2011

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Residential Boarding Education Programs for At-Risk Youth –**  
3 **Funding**

4 FOR the purpose of requiring the Governor to appropriate certain funds to the State  
5 Department of Education to cover the transportation, boarding, and  
6 administrative costs of residential boarding education programs for at-risk  
7 youth; limiting the total amount of funds to an amount adequate to fund a  
8 certain maximum number of students; defining certain terms; and generally  
9 relating to funding for residential boarding education programs for at-risk  
10 youth.

11 BY repealing and reenacting, with amendments,  
12 Article – Education  
13 Section 8–710  
14 Annotated Code of Maryland  
15 (2008 Replacement Volume and 2010 Supplement)

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

18 **Article – Education**

19 8–710.

20 (a) **(1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE**  
21 **MEANINGS INDICATED.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(2) “CHANGE IN THE PER PUPIL AMOUNT” MEANS THE CHANGE**  
2 **IN THE PER PUPIL FOUNDATION AMOUNT FROM THE PRIOR FISCAL YEAR TO**  
3 **THE CURRENT FISCAL YEAR DIVIDED BY THE PER PUPIL FOUNDATION AMOUNT**  
4 **FROM THE PRIOR FISCAL YEAR.**

5           **(3) “PER PUPIL ALLOCATION” MEANS THE PER PUPIL FIGURE**  
6 **CALCULATED EACH FISCAL YEAR UNDER SUBSECTION (C) OF THIS SECTION TO**  
7 **COVER THE TRANSPORTATION, BOARDING, AND ADMINISTRATIVE COSTS OF A**  
8 **PROGRAM.**

9           **(4) “PER PUPIL FOUNDATION AMOUNT” MEANS THE FIGURE**  
10 **CALCULATED FOR EACH FISCAL YEAR BY THE DEPARTMENT IN ACCORDANCE**  
11 **WITH § 5-202 OF THIS ARTICLE.**

12           **(B)** In addition to the funds disbursed in accordance with § 8-709 of this  
13 subtitle, the Governor shall appropriate funds to the Department in accordance with  
14 this section to cover the transportation, boarding, and administrative costs of a  
15 program.

16           **[(b)] (C)** (1) Subject to paragraph **[(3)] (4)** of this subsection, beginning  
17 in fiscal year 2009, the Governor shall appropriate at least \$2,000,000 to the  
18 Department in order for a program to serve up to 80 students.

19           **(2)** For **FISCAL YEARS 2010 THROUGH 2012, FOR** each additional 10  
20 students enrolled in a program, as reported by the Department, the Governor shall  
21 appropriate an additional \$250,000.

22           **(3) BEGINNING IN FISCAL YEAR 2013, FOR EACH STUDENT**  
23 **ENROLLED IN A PROGRAM, AS REPORTED BY THE DEPARTMENT, THE**  
24 **GOVERNOR SHALL APPROPRIATE:**

25                   **(I) FOR FISCAL YEAR 2013, AN ADDITIONAL AMOUNT OF AT**  
26 **LEAST \$25,000 MULTIPLIED BY THE CHANGE IN THE PER PUPIL AMOUNT PLUS**  
27 **ONE; AND**

28                   **(II) FOR FISCAL YEAR 2014 AND EACH FISCAL YEAR**  
29 **THEREAFTER, AN ADDITIONAL AMOUNT THAT IS AT LEAST EQUAL TO THE PRIOR**  
30 **YEAR PER PUPIL AMOUNT MULTIPLIED BY THE CHANGE IN THE PER PUPIL**  
31 **AMOUNT PLUS ONE.**

32           **(4)** The total amount of funds appropriated under this subsection may  
33 not exceed **[\$10,000,000] AN AMOUNT ADEQUATE TO FUND THE PER PUPIL**  
34 **ALLOCATION FOR 400 STUDENTS** for any fiscal year.

1           **[(c)] (D)**       This section may not be construed to prohibit a program from  
2 receiving funds from private, federal, or other sources.

3           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
4 July 1, 2011.