

# SENATE BILL 128

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4lr0103

(PRE-FILED)

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By: **Chair, Budget and Taxation Committee (By Request – Departmental – Education)**

Requested: November 1, 2013

Introduced and read first time: January 8, 2014

Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Compensatory Education Grants – Federal Community**  
3 **Eligibility Provision**

4 FOR the purpose of altering a certain definition for certain fiscal years to determine  
5 the number of students used to calculate a certain grant for schools that  
6 participate in a certain federal program; providing for the application of this  
7 Act; and generally relating to the compensatory education grant for primary  
8 and secondary education.

9 BY repealing and reenacting, with amendments,  
10 Article – Education  
11 Section 5–207(a)(3)  
12 Annotated Code of Maryland  
13 (2008 Replacement Volume and 2013 Supplement)

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

16 **Article – Education**

17 5–207.

18 (a) (3) (i) Except as provided in subparagraph (ii) of this paragraph,  
19 “compensatory education enrollment count” means the number of students eligible for  
20 free or reduced price meals for the prior fiscal year.

21 (ii) [For fiscal year 2004, “compensatory education enrollment  
22 count” means the greater of:

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   1.     The number of students eligible for free or reduced  
2 price meals for the prior fiscal year; or

3                   2.     The number of students eligible for free or reduced  
4 price meals for the second prior fiscal year] **FOR FISCAL YEARS 2015, 2016, AND**  
5 **2017, “COMPENSATORY EDUCATION ENROLLMENT COUNT” MEANS:**

6                   1.     **THE NUMBER OF STUDENTS ELIGIBLE FOR FREE**  
7 **OR REDUCED PRICE MEALS FOR THE PRIOR FISCAL YEAR; OR**

8                   2.     **FOR SCHOOL SYSTEMS THAT PARTICIPATE, IN**  
9 **WHOLE OR IN PART, IN THE UNITED STATES DEPARTMENT OF AGRICULTURE**  
10 **COMMUNITY ELIGIBILITY PROVISION, THE NUMBER OF STUDENTS EQUAL TO**  
11 **THE GREATER OF:**

12                   A.     **THE SUM OF THE NUMBER OF STUDENTS IN**  
13 **PARTICIPATING SCHOOLS IDENTIFIED BY DIRECT CERTIFICATION FOR THE**  
14 **PRIOR FISCAL YEAR, PLUS THE NUMBER OF STUDENTS IDENTIFIED BY THE**  
15 **INCOME INFORMATION PROVIDED BY THE FAMILY TO THE SCHOOL SYSTEM ON**  
16 **AN ALTERNATIVE FORM DEVELOPED BY THE DEPARTMENT FOR THE PRIOR**  
17 **FISCAL YEAR, PLUS THE NUMBER OF STUDENTS ELIGIBLE FOR FREE AND**  
18 **REDUCED PRICE MEALS FROM ANY SCHOOLS NOT PARTICIPATING IN THE**  
19 **COMMUNITY ELIGIBILITY PROVISION FOR THE PRIOR FISCAL YEAR; OR**

20                   B.     **THE NUMBER OF STUDENTS ELIGIBLE FOR FREE**  
21 **AND REDUCED PRICE MEALS FOR THE PARTICIPATING SCHOOL SYSTEM FOR**  
22 **THE YEAR PRIOR TO OPTING INTO THE UNITED STATES DEPARTMENT OF**  
23 **AGRICULTURE COMMUNITY ELIGIBILITY PROVISION.**

24                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25 June 1, 2014, and shall be applicable beginning in the 2014–2015 school year.