

SENATE BILL 431

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4lr2304

By: **Senators Getty, Brinkley, Edwards, Hershey, and Kittleman**

Introduced and read first time: January 24, 2014

Assigned to: Budget and Taxation

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Bridge to Excellence – State Hold–Harmless Requirement**

3 FOR the purpose of providing a certain grant to certain county boards of education in
4 certain fiscal years if total direct education aid in the current fiscal year is less
5 than in the prior fiscal year; declaring the intent of the General Assembly; and
6 generally relating to total direct education aid provided to county boards of
7 education.

8 BY repealing and reenacting, with amendments,

9 Article – Education

10 Section 5–202(i)

11 Annotated Code of Maryland

12 (2008 Replacement Volume and 2013 Supplement)

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

15 **Article – Education**

16 5–202.

17 (i) (1) In this subsection, “total direct education aid” means the total
18 financial assistance provided by the State to a county board under the following
19 programs:

20 (i) Funding for the foundation program including funds for the
21 Geographic Cost of Education under this section;

22 (ii) Transportation aid under § 5–205 of this subtitle;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (iii) Funding for compensatory education under § 5–207 of this
2 subtitle;
- 3 (iv) Funding for students with limited English proficiency under
4 § 5–208 of this subtitle;
- 5 (v) Funding for special education students under § 5–209 of this
6 subtitle;
- 7 (vi) Funding for the guaranteed tax base program under § 5–210
8 of this subtitle; and
- 9 (vii) Funding for grants provided under this subsection.

10 (2) For fiscal year 2012 only, if a county board's total direct education
11 aid in the current fiscal year is less than the prior fiscal year by more than 6.5%, then
12 the State shall provide a grant to the county board in an amount necessary to ensure
13 that a decrease in total direct education aid is not more than 6.5%.

14 (3) For fiscal year 2013 only, if a county board's total direct education
15 aid in the current fiscal year is less than the prior fiscal year by more than 5%, then
16 the State shall provide a grant to the county board in an amount necessary to ensure
17 that a decrease in total direct education aid is not more than 5%.

18 (4) For fiscal year 2014 only, if a county board's total direct education
19 aid in the current fiscal year is less than the prior fiscal year by more than 1%, then
20 the State shall provide a grant to the county board equal to 25% of the decrease in
21 total direct education aid from the prior fiscal year to the current fiscal year.

22 **(5) FOR FISCAL YEARS 2016 AND 2017, IF A COUNTY BOARD'S**
23 **TOTAL DIRECT EDUCATION AID IN THE CURRENT FISCAL YEAR IS LESS THAN IN**
24 **THE PRIOR FISCAL YEAR, THEN THE STATE SHALL PROVIDE A GRANT TO THE**
25 **COUNTY BOARD EQUAL TO 100% OF THE DECREASE IN TOTAL DIRECT**
26 **EDUCATION AID FROM THE PRIOR FISCAL YEAR TO THE CURRENT FISCAL YEAR.**

27 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the
28 General Assembly that no county board of education receive less State direct
29 education aid in the current fiscal year than in the prior fiscal year until after the
30 completion of the adequacy study required under Chapter 288 of the Acts of the
31 General Assembly of 2002 and subsequent Acts.

32 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 July 1, 2014.