

SENATE BILL 885

F1, B1

5lr2538
CF 5lr2554

By: **Senator Conway**

Introduced and read first time: March 2, 2015

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Education Funding and Formulas – Amendment – Supermajority Vote**

3 FOR the purpose of prohibiting the alteration of certain formulas and distributions
4 impacting State education aid unless approved by the General Assembly in a certain
5 manner; prohibiting the transfer or diversion of money from a certain special fund
6 unless approved by the General Assembly in a certain manner; and generally
7 relating to education aid formulas.

8 BY adding to

9 Article – Education

10 Section 5–219, 8–320, 8–420, and 8–711

11 Annotated Code of Maryland

12 (2014 Replacement Volume and 2014 Supplement)

13 BY adding to

14 Article – State Government

15 Section 9–1A–30(e)

16 Annotated Code of Maryland

17 (2014 Replacement Volume)

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

20 **Article – Education**

21 **5–219.**

22 **THE FORMULAS AND DISTRIBUTIONS IMPACTING STATE EDUCATION AID**
23 **ESTABLISHED UNDER THIS SUBTITLE MAY NOT BE INCREASED, REDUCED, ALTERED,**
24 **OR AMENDED UNLESS APPROVED BY THE GENERAL ASSEMBLY THROUGH**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 LEGISLATION PASSED BY A THREE-FIFTHS MAJORITY VOTE OF THE FULL STANDING
2 COMMITTEE ASSIGNED THE LEGISLATION IN EACH OF THE TWO HOUSES OF THE
3 GENERAL ASSEMBLY AND ENACTED INTO LAW.

4 8-320.

5 THE FORMULAS AND DISTRIBUTIONS IMPACTING STATE EDUCATION AID
6 ESTABLISHED UNDER THIS SUBTITLE MAY NOT BE INCREASED, REDUCED, ALTERED,
7 OR AMENDED UNLESS APPROVED BY THE GENERAL ASSEMBLY THROUGH
8 LEGISLATION PASSED BY A THREE-FIFTHS MAJORITY VOTE OF THE FULL STANDING
9 COMMITTEE ASSIGNED THE LEGISLATION IN EACH OF THE TWO HOUSES OF THE
10 GENERAL ASSEMBLY AND ENACTED INTO LAW.

11 8-420.

12 THE FORMULAS AND DISTRIBUTIONS IMPACTING STATE AID ESTABLISHED
13 UNDER THIS SUBTITLE MAY NOT BE INCREASED, REDUCED, ALTERED, OR AMENDED
14 UNLESS APPROVED BY THE GENERAL ASSEMBLY THROUGH LEGISLATION PASSED
15 BY A THREE-FIFTHS MAJORITY VOTE OF THE FULL STANDING COMMITTEE
16 ASSIGNED THE LEGISLATION IN EACH OF THE TWO HOUSES OF THE GENERAL
17 ASSEMBLY AND ENACTED INTO LAW.

18 8-711.

19 THE FORMULAS AND DISTRIBUTIONS IMPACTING STATE AID ESTABLISHED
20 UNDER THIS SUBTITLE MAY NOT BE INCREASED, REDUCED, ALTERED, OR AMENDED
21 UNLESS APPROVED BY THE GENERAL ASSEMBLY THROUGH LEGISLATION PASSED
22 BY A THREE-FIFTHS MAJORITY VOTE OF THE FULL STANDING COMMITTEE
23 ASSIGNED THE LEGISLATION IN EACH OF THE TWO HOUSES OF THE GENERAL
24 ASSEMBLY AND ENACTED INTO LAW.

25 Article – State Government

26 9-1A-30.

27 (E) (1) NO PART OF THE EDUCATION TRUST FUND MAY BE
28 TRANSFERRED OR DIVERTED TO THE GENERAL FUND OF THE STATE OR A SPECIAL
29 FUND OF THE STATE UNLESS APPROVED BY THE GENERAL ASSEMBLY THROUGH
30 LEGISLATION PASSED BY A THREE-FIFTHS MAJORITY VOTE OF THE FULL STANDING
31 COMMITTEE ASSIGNED THE LEGISLATION IN EACH OF THE TWO HOUSES OF THE
32 GENERAL ASSEMBLY AND ENACTED INTO LAW.

33 (2) NO PART OF THE EDUCATION TRUST FUND MAY BE
34 TRANSFERRED OR DIVERTED TO A SPECIAL FUND OF THE STATE IN ACCORDANCE

1 WITH THE PROVISIONS OF § 7-209(E)(2) OF THE STATE FINANCE AND
2 PROCUREMENT ARTICLE UNLESS THE REQUIREMENTS OF THIS SUBSECTION HAVE
3 BEEN SATISFIED.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2015.