

**HB1372/443826/1**

BY: Appropriations Committee

AMENDMENTS TO HOUSE BILL 1372

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, after “costs;” insert “requiring local boards of education and schools to prioritize certain funds to purchase digital devices;”; in line 10, after “Program;” insert “requiring the State Department of Education to submit a certain report on or before a certain date;”; in line 20, after “time;” insert “providing for the plenary authority of the Accountability and Implementation Board; requiring certain decisions to control under certain circumstances;”; in line 22, after “circumstances;” insert “requiring the Comprehensive Implementation Plan to include certain outcomes;”; in line 23, after “individuals;” insert “requiring the State Department of Education to send an Expert Review Team to a certain school or group of schools for a certain purpose beginning in a certain school year;”; and in line 29, after “Center;” insert “providing that the Blueprint for Maryland’s Future and a certain standard are not intended to alter certain needs;”.

On page 2, in line 14, after “health;” insert “requiring each county board to submit certain plans on the use of certain behavioral health funding to the Accountability and Implementation Board, the Governor, and the Legislative Policy Committee on or before certain dates; prohibiting certain funding from being provided to a county board under certain circumstances; requiring the Department of Legislative Services to conduct a certain study and report to the President of the Senate and the Speaker of the House on or before a certain date; authorizing the Department of Legislative Services to hire certain experts or consultants for a certain purpose;”; in line 21, strike “5-222(a)(3)” and substitute “5-222(a)(2)(i) and (ii) and (3)”; in line 22, strike “(g)(1)” and substitute “(g)”; in line 38, strike “, 5-223(h)” and substitute “and (c), 5-223(d)(4) and (h)”; in the same line, strike “and”; and in line 39, after “5-402(d)(1)(iii)” insert “and (h)(3), 5-404(b)(3), 5-411(g)(6), and 7-205.1(c)(3)”.

(Over)

AMENDMENT NO. 2

On page 5, after line 16, insert:

**“(C) LOCAL BOARDS OF EDUCATION AND SCHOOLS SHALL PRIORITIZE THE PURCHASE OF DIGITAL DEVICES FOR USING FUNDS UNDER SUBSECTION (A)(8) OF THIS SECTION.”**

On page 7, in line 2, after “(a)” insert “(2) “Compensatory education enrollment” means:

(i) Except as provided in subparagraph (iv) of this paragraph, for fiscal years 2017 through [2025] 2026, the greater of:

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

2. For county boards that participate, in whole or in part, in the United States Department of Agriculture community eligibility provision, the number of students equal to the greater of:

A. The sum of the number of students in participating schools identified by direct certification for the prior fiscal year, plus the number of students identified by the income information provided by the family to the school system on an alternative form developed by the Department for the prior fiscal year, plus the number of students eligible for free and reduced price meals from any schools not participating in the community eligibility provision for the prior fiscal year; or

B. Subject to paragraph (3) of this subsection, the number of students eligible for free and reduced price meals at schools not participating in the community eligibility provision for the prior fiscal year, plus the product of the percentage of students eligible for free and reduced price meals at participating schools

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for the fiscal year prior to opting into the community eligibility provision multiplied by the prior fiscal year enrollment; or

3. The number of students directly certified and who are enrolled in a public school in the county in the prior fiscal year; and

(ii) For fiscal year [2026] 2027 and each fiscal year thereafter, the greater of:

1. The number of students eligible for free or reduced price meals using the United States Department of Agriculture count or the alternative State form for the prior fiscal year; or

2. The number of direct certification students who are enrolled in a public school in the county in the prior fiscal year.”;

in line 27, strike “AVERAGE”; and in the same line, after “PERCENTAGE” insert “OF”.

On page 8, in lines 2 and 3, strike “**ROUNDED TO THE NEAREST WHOLE PERCENT**”; in line 4, after “**THREE**” insert “**;AND**”

**3. ROUNDED TO THE NEAREST WHOLE PERCENT”;**

in line 8, strike “**EACH**” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (4) OF THIS SUBSECTION, EACH**”; after line 26, insert:

**“(4) BEGINNING IN FISCAL YEAR 2030, EACH ELIGIBLE SCHOOL SHALL RECEIVE 100% OF THE PER PUPIL GRANT CALCULATED UNDER PARAGRAPH (2) OF THIS SUBSECTION ROUNDED TO THE NEAREST WHOLE DOLLAR.”;**

(Over)

in line 27, after “(1)” insert “ON OR BEFORE NOVEMBER 1, 2021, THE DEPARTMENT SHALL SUBMIT AN INTERIM REPORT TO THE GENERAL ASSEMBLY, IN ACCORDANCE WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, AND THE ACCOUNTABILITY AND IMPLEMENTATION BOARD ON:

(I) THE PROGRESS ON ANALYZING NEIGHBORHOOD INDICATORS OF POVERTY UNDER PARAGRAPH (2) OF THIS SUBSECTION;

(II) THE FISCAL YEAR FOR WHICH MEDICAID DATA CAN BE INCORPORATED INTO THE DIRECT CERTIFICATION OF STUDENTS ELIGIBLE FOR THE COMPENSATORY EDUCATION PROGRAM UNDER § 5-222 OF THIS SUBTITLE AND UNDER THIS SECTION; AND

(III) THE PLAN FOR DEVELOPING AND USING THE STATE ALTERNATIVE INCOME ELIGIBILITY FORM TO DETERMINE ELIGIBILITY FOR THE COMPENSATORY EDUCATION PROGRAM UNDER § 5-222 OF THIS SUBTITLE.

(2) (I);

and after line 31, insert:

“(2) (II) The study shall evaluate:

[(i)] 1. The American Community Survey data available across geographic areas in the Small Area Income and Poverty Estimates Program to provide school district poverty estimates; and

[(ii)] 2. The Area Deprivation Index developed by the University of Wisconsin – Madison to rank neighborhoods by socioeconomic status disadvantage.”.

On page 14, after line 31, insert:

“(h) (3) (i) THE BOARD SHALL HAVE PLENARY AUTHORITY OVER ALL MATTERS WITHIN ITS JURISDICTION UNDER THIS SUBTITLE, INCLUDING THE INTENDED OUTCOMES OF THE BLUEPRINT FOR MARYLAND’S FUTURE.

(ii) IN THE EVENT OF A CONFLICT BETWEEN A DECISION OR POLICY OF THE BOARD AND THE DECISION OR POLICY OF ANOTHER ENTITY ON A MATTER WITHIN THE BOARD’S JURISDICTION, THE BOARD’S DECISION OR POLICY SHALL CONTROL.”.

On page 15, in line 13, after “(3)” insert “THE COMPREHENSIVE IMPLEMENTATION PLAN SHALL INCLUDE THE INTENDED OUTCOMES THAT THE BLUEPRINT FOR MARYLAND’S FUTURE WILL ACHIEVE.

(4)”.

On page 17, after line 20, insert:

“5-411.

(g) (6) BEGINNING IN THE 2022-2023 SCHOOL YEAR, THE DEPARTMENT SHALL SEND AN EXPERT REVIEW TEAM TO A SCHOOL OR A GROUP OF SCHOOLS IN THE SAME IMMEDIATE AREA IN WHICH STUDENTS CONTINUE TO DEMONSTRATE LEARNING LOSS THAT BEGAN IN RELATION TO THE COVID-19 PANDEMIC FOR THE PURPOSE OF DETERMINING THE REASON THAT THE LEARNING LOSS CONTINUES.”.

(Over)

On page 23, in line 7, after “(3)” insert “THE BLUEPRINT FOR MARYLAND’S FUTURE AND THE CCR STANDARD ESTABLISHED UNDER THIS SECTION ARE NOT INTENDED TO ALTER THE NEED FOR HIGH QUALITY PROGRAMS AND CONTENT IN FINE ARTS, CIVICS, PHYSICAL EDUCATION, AND OTHER AREAS THAT ARE NECESSARY TO PROVIDE A HOLISTIC EDUCATION AND ENABLE EVERY STUDENT TO BE WELL-ROUNDED AND MEET THE CCR STANDARD.”

(4).

On page 32, in line 1, after “teachers” insert “and other school employees”; in line 2, after “assistance” insert “, subject to collective bargaining, as applicable”; in line 14, strike the second “and”; and in line 16, after “credits” insert “; and”

(iii) shall use State and federal funding provided for COVID–19 relief in the State budget to expand existing summer school programs in 2021 and 2022 at no additional cost to public schools for the programs provided under this section”.

On page 33, in line 3, after “subsection” insert “that:”

(i) accurately measures literacy, mathematical competency, and any other academic competency;

(ii) is aligned with the content area in which the tutoring is provided; and

(iii) may be selected by the school or county board”;

in the same line, strike the second “and”; in line 4, after “(10)” insert “uses State and federal funding provided for COVID–19 relief in the State budget to expand existing tutoring programs as provided under this section; and”

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(11);

in line 6, strike “October 1, 2021” and substitute “January 1, 2022”; in the same line, strike “October 1, 2022” and substitute “January 1, 2023”; and in line 30, after “tutoring” insert “and by race, ethnicity, gender, disability status, English language learner status, and socioeconomic status”.

On page 34, in line 1, after “(a)” insert “(1)”; in the same line, after “use” insert “State and federal”; in line 2, strike “in” and substitute “for COVID–19 relief in the State budget for”; after line 4, insert:

“(2) On or before September 1, 2021, each county board of education, including Baltimore City, shall submit to the Accountability and Implementation Board, the Governor, and, in accordance with § 2–1257 of the State Government Article, the Legislative Policy Committee of the General Assembly a plan for spending the fiscal year 2022 funds under paragraph (1) of this subsection, including how the county board will:

(i) provide behavioral health services to students;

(ii) ensure that services provided to students address the trauma and behavioral health issues due to the effects of the COVID–19 pandemic; and

(iii) monitor students experiencing more trauma and behavioral health issues than other students.

(3) Funding may not be provided to a county board under paragraph (1) of this subsection for fiscal year 2022 until the county board submits a plan in accordance with paragraph (2) of this subsection.

(4) On or before January 1, 2022, each county board of education, including Baltimore City, shall submit to the Accountability and Implementation Board,

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the Governor, and, in accordance with § 2–1257 of the State Government Article, the Legislative Policy Committee of the General Assembly a report on how the county board spent funds provided in fiscal year 2021 under paragraph (1) of this subsection to address trauma and behavioral health issues through summer school programs, including how the county board:

- (i) provided behavioral health services to students;
- (ii) ensured that services provided to students addressed the trauma and behavioral health issues due to the effects of the COVID–19 pandemic; and
- (iii) monitored students experiencing more trauma and behavioral health issues than other students.”;

after line 8, insert:

“SECTION 6. AND BE IT FURTHER ENACTED, That:

(a) The Department of Legislative Services shall conduct a study of the impact of the implementation of the Blueprint for Maryland’s Future on county governments, including Baltimore City, and the capacity of counties to meet the local maintenance of effort requirements as the annual amounts increase in future years.

(b) The Department may hire outside experts or consultants as necessary to complete the study.

(c) On or before January 1, 2022, the Department shall report its findings under subsection (a) of this section to the President of the Senate and the Speaker of the House in accordance with § 2–1257 of the State Government Article.”;

and in line 9, strike “6.” and substitute “7.”.