

# SENATE BILL 843

F5  
SB 110/24 – B&T

5lr2955  
CF HB 736

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By: **Senator Hershey**  
Introduced and read first time: January 28, 2025  
Assigned to: Budget and Taxation

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## A BILL ENTITLED

1 AN ACT concerning

2 **School Construction – Local Cost–Share – Alterations**

3 FOR the purpose of adding an adjustment to the local cost–share for school construction  
4 projects for certain counties under certain circumstances; and generally relating to  
5 the local cost–share for school construction projects.

6 BY repealing and reenacting, with amendments,  
7 Article – Education  
8 Section 5–303(k)  
9 Annotated Code of Maryland  
10 (2022 Replacement Volume and 2024 Supplement)

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

13 **Article – Education**

14 5–303.

15 (k) (1) **(I)** A county is eligible for an adjustment to the local cost–share for  
16 school construction projects under [paragraph (2)] **SUBPARAGRAPH (II)** of this  
17 [subsection] **PARAGRAPH** if:

18 [(i)] **1.** A county’s median household income is in the bottom  
19 quartile in the State; and

20 [(ii)] **2.** The State and local cost–share formula for the county is  
21 50% State and 50% local.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law.



1            **[(2) (i)] (II) 1.** The local cost–share of a school construction project  
 2 in a county that is eligible under **[paragraph (1)] SUBPARAGRAPH (I)** of this **[subsection]**  
 3 **PARAGRAPH** shall be reduced to equal the local cost–share of the adjacent county that is  
 4 less than 50% but closest to 50%.

5            **[(ii)] 2.** The State cost–share of a school construction project in the  
 6 eligible county shall be increased by a percentage that is equal to the reduction under  
 7 **[subparagraph (i) of this paragraph] SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH.**

8            **(2) (I) A COUNTY IS ELIGIBLE FOR AN ADJUSTMENT TO THE LOCAL**  
 9 **COST–SHARE FOR AN ELIGIBLE SCHOOL CONSTRUCTION PROJECT IN THE COUNTY**  
 10 **UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH IF:**

11            **1. THE PERCENTAGE OF STUDENTS IN THE COUNTY**  
 12 **ELIGIBLE FOR FREE OR REDUCED PRICE MEALS IS GREATER THAN THE STATEWIDE**  
 13 **AVERAGE OF STUDENTS ELIGIBLE FOR FREE OR REDUCED PRICE MEALS;**

14            **2. ALL SCHOOLS IN THE COUNTY PARTICIPATE IN THE**  
 15 **U.S. DEPARTMENT OF AGRICULTURE COMMUNITY ELIGIBILITY PROVISION;**

16            **3. THE STATE AND LOCAL COST–SHARE FORMULA FOR**  
 17 **THE COUNTY IS 50% STATE AND 50% LOCAL; AND**

18            **4. THE ELIGIBLE PROJECT IS A SCHOOL THAT IS ONLY**  
 19 **AN ELEMENTARY, MIDDLE, OR HIGH SCHOOL.**

20            **(II) 1. THE LOCAL COST–SHARE OF A SCHOOL**  
 21 **CONSTRUCTION PROJECT IN A COUNTY THAT IS ELIGIBLE UNDER SUBPARAGRAPH**  
 22 **(I) OF THIS PARAGRAPH SHALL BE REDUCED TO EQUAL THE AVERAGE OF COUNTIES**  
 23 **IN WHICH ALL SCHOOLS IN THE COUNTY PARTICIPATE IN THE U.S. DEPARTMENT OF**  
 24 **AGRICULTURE COMMUNITY ELIGIBILITY PROVISION.**

25            **2. THE STATE COST–SHARE OF A SCHOOL**  
 26 **CONSTRUCTION PROJECT IN THE ELIGIBLE COUNTY SHALL BE INCREASED BY A**  
 27 **PERCENTAGE THAT IS EQUAL TO THE REDUCTION UNDER SUBSUBPARAGRAPH 1 OF**  
 28 **THIS SUBPARAGRAPH.**

29            **(3) A county shall receive:**

30            **(i) A 10 percentage point increase in the State share of a school**  
 31 **construction project if the proposed school construction project, when a local school system**  
 32 **submits a project for approval to the Interagency Commission, is at a school with a**  
 33 **concentration of poverty level, as defined in § 5–223 of this title, of 80% or greater;**

1                   (ii) A 5 percentage point increase in the State share of a school  
2 construction project if the proposed school construction project, when a local school system  
3 submits a project for approval to the Interagency Commission, is at a school with a  
4 concentration of poverty level, as defined in § 5–223 of this title, of less than 80% but greater  
5 than 55%;

6                   (iii) A 5 percentage point increase in the State share of a school  
7 construction project if the proposed school construction project is at a school that, in the  
8 most recent school maintenance effectiveness assessment by the Interagency Commission,  
9 received an assessment rating of:

- 10                                   1. Good;
- 11                                   2. Superior; or
- 12                                   3. Adequate and the school's current school facility  
13 assessment percent of expected useful life is at least 120%; and

14                   (iv) A 5 percentage point increase in the State share of a school  
15 construction project if the proposed project is to build a net-zero school.

16                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
17 1, 2025.