

# SENATE BILL 115

F1

3lr0993

---

By: **Senator Benson**

Introduced and read first time: January 14, 2013

Assigned to: Education, Health, and Environmental Affairs

---

## A BILL ENTITLED

1 AN ACT concerning

2 **County Boards of Education – School Budget, Audit, and Procurement**  
3 **Information – Web Site Publication**

4 FOR the purpose of requiring county boards of education to develop and operate a  
5 certain Web site that includes certain information relating to school budgets,  
6 audits, and procurement; specifying certain parameters of the Web site;  
7 defining certain terms; and generally relating to the development and operation  
8 of a searchable Web site by county boards of education.

9 BY adding to  
10 Article – Education  
11 Section 5–119  
12 Annotated Code of Maryland  
13 (2008 Replacement Volume and 2012 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 **5–119.**

18 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE  
19 MEANINGS INDICATED.

20 (2) (I) “PAYEE” MEANS ANY PARTY WHO RECEIVES FROM A  
21 COUNTY BOARD OF EDUCATION AN AGGREGATE PAYMENT OF \$25,000 IN A  
22 FISCAL YEAR.

23 (II) “PAYEE” DOES NOT INCLUDE:

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1                   1.    A COUNTY PUBLIC SCHOOL EMPLOYEE WITH  
2 RESPECT TO THE EMPLOYEE'S COMPENSATION;

3                   2.    A COUNTY PUBLIC SCHOOL RETIREE WITH  
4 RESPECT TO THE RETIREE'S RETIREMENT ALLOWANCE; OR

5                   3.    A THIRD PARTY PAYEE THAT ACCEPTS EMPLOYEE  
6 PAYROLL-RELATED PAYMENTS INCLUDING:

7                   A.    RECURRING PAYMENTS FOR PAYROLL TAXES;

8                   B.    EMPLOYEE PAYROLL DEDUCTIONS; AND

9                   C.    INVESTMENT-RELATED ACTIVITIES RELATING TO  
10 FUND BALANCES.

11                   (3)   "SEARCHABLE WEB SITE" MEANS A WEB SITE CREATED IN  
12 ACCORDANCE WITH THIS SECTION THAT DISPLAYS AND SEARCHES SPECIFIED  
13 DATA OF A COUNTY BOARD OF EDUCATION.

14                   (B)   ON OR BEFORE JULY 1, 2014, EACH COUNTY BOARD SHALL  
15 DEVELOP AND OPERATE A SINGLE SEARCHABLE WEB SITE ACCESSIBLE TO THE  
16 PUBLIC AT NO COST THROUGH THE INTERNET.

17                   (C)   THE SEARCHABLE WEB SITE SHALL CONTAIN:

18                   (1)   ANNUAL SCHOOL BUDGET DATA PREPARED BY THE COUNTY  
19 BOARD UNDER § 5-101 OF THIS SUBTITLE;

20                   (2)   ANNUAL AUDIT DATA PREPARED BY A CERTIFIED PUBLIC  
21 ACCOUNTANT OR A PARTNERSHIP OF CERTIFIED PUBLIC ACCOUNTANTS UNDER  
22 § 5-109 OF THIS SUBTITLE; AND

23                   (3)   THE COUNTY BOARD'S PAYMENT DATA INCLUDING:

24                   (I)   THE NAME OF A PAYEE RECEIVING A PAYMENT;

25                   (II)  THE LOCATION OF A PAYEE BY ZIP CODE;

26                   (III) THE AMOUNT OF A PAYMENT MADE TO THE PAYEE  
27 DURING THE APPLICABLE FISCAL YEAR;

1                   **(IV) THE PURPOSE FOR THE PAYMENT; AND**

2                   **(V) WHETHER THE PAYEE IS A MINORITY BUSINESS**  
3 **ENTERPRISE.**

4           **(D) THE SEARCHABLE WEB SITE SHALL ALLOW THE USER TO:**

5                   **(1) SEARCH DATA BY INDIVIDUAL SCHOOL FOR FISCAL YEAR 2014**  
6 **AND EACH YEAR THEREAFTER; AND**

7                   **(2) FOR PAYMENT DATA, TO SEARCH BY THE FOLLOWING DATA**  
8 **FIELDS:**

9                   **(I) A PAYEE RECEIVING A PAYMENT; AND**

10                   **(II) THE ZIP CODE OF A PAYEE RECEIVING A PAYMENT.**

11           **(E) THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE THE**  
12 **DISCLOSURE OF INFORMATION THAT IS CONFIDENTIAL UNDER FEDERAL,**  
13 **STATE, OR LOCAL LAW.**

14           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 July 1, 2013.