

HOUSE BILL 739

F1
HB 1365/22 – APP

3lr1701

By: **Delegates Rose, Ghrist, Adams, Anderton, Arentz, Arikan, Baker, Bouchat, Buckel, Chisholm, Ciliberti, Fisher, Griffith, Hartman, Hinebaugh, Hornberger, Hutchinson, Jacobs, Kipke, R. Long, Mangione, McComas, Metzgar, Miller, M. Morgan, T. Morgan, Munoz, Nawrocki, Otto, Pippy, Reilly, Schmidt, Stonko, Szeliga, Tomlinson, Valentine, and Wivell**

Introduced and read first time: February 8, 2023

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **Primary and Secondary Education – Full-Time Equivalent Enrollment Count –**
3 **Alterations**
4 **(Truancy Reduction Act of 2023)**

5 FOR the purpose of altering the definition of “full-time equivalent enrollment” in the
6 calculation for State education aid to include the average number of students
7 enrolled in kindergarten through grade 12 on certain days of the prior school year;
8 and generally relating to the calculation of State aid for primary and secondary
9 education.

10 BY repealing and reenacting, without amendments,
11 Article – Education
12 Section 5–201(a), (e), (f), and (t)
13 Annotated Code of Maryland
14 (2022 Replacement Volume)

15 BY repealing and reenacting, with amendments,
16 Article – Education
17 Section 5–201(g)
18 Annotated Code of Maryland
19 (2022 Replacement Volume)

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

22 **Article – Education**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 5–201.

2 (a) In this subtitle, except as otherwise provided, the following words have the
3 meanings indicated.

4 (e) “Enrollment count” means the greater of:

5 (1) The full–time equivalent enrollment; or

6 (2) The 3–year moving average enrollment.

7 (f) “Foundation program” means the product of the annual per pupil foundation
8 amount and a county’s enrollment count.

9 (g) “Full–time equivalent enrollment” means the sum of:

10 (1) The **AVERAGE** number of students enrolled in kindergarten through
11 grade 12 or their equivalent in regular day school programs on September 30, **DECEMBER**
12 **31, MARCH 31, AND THE LAST DAY** of the prior school year;

13 (2) The number of full–time equivalent students, as determined by a
14 regulation of the Department, enrolled in evening high school programs during the prior
15 school year; and

16 (3) The number of P–TECH students, as provided in § 7–1804(b) of this
17 article.

18 (t) (1) Except as provided in paragraph (2) of this subsection, “3–year moving
19 average enrollment” means the average of the full–time equivalent enrollment in the 3
20 prior school years.

21 (2) If the 3 prior school years includes the 2020–2021 school year, “3–year
22 moving average enrollment” means:

23 (i) The sum of the full–time equivalent enrollment for the 4 prior
24 school years minus the 2020–2021 school year full–time equivalent enrollment; divided by

25 (ii) Three.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
27 1, 2023, and shall be applicable to the calculation of education funding for fiscal years
28 beginning after June 30, 2024.