

Bill No.: _____
Requested: _____
Committee: _____

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By: **Senator Lam**

A BILL ENTITLED

1 AN ACT concerning

2 **Howard County – Board of Education – Redetermination of Geographic**
3 **Attendance Areas**

4 **Ho. Co. 01–20**

5 FOR the purpose of requiring the Howard County Board of Education to annually calculate
6 the program capacity of certain schools on or before a certain date; requiring the
7 county board, if the student enrollment at the school is less than or greater than a
8 certain percentage of utilization of the program capacity for that type of school, to
9 either redetermine the geographic attendance area of a school on or before a certain
10 date or to submit a certain report to the General Assembly and the Howard County
11 Delegation to the General Assembly on or before a certain date; defining certain
12 terms; and generally relating to the redetermination of geographic attendance areas
13 of permanent school facilities in Howard County.

14 BY adding to
15 Article – Education
16 Section 4–138
17 Annotated Code of Maryland
18 (2018 Replacement Volume and 2019 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

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



1 That the Laws of Maryland read as follows:

2 **Article – Education**

3 **4–138.**

4 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
5 **INDICATED.**

6 **(2) “PERMANENT SCHOOL FACILITY” DOES NOT INCLUDE**
7 **RELOCATABLE CLASSROOMS.**

8 **(3) “PROGRAM CAPACITY” MEANS THE NUMBER OF STUDENTS THAT**
9 **CAN BE REASONABLY ACCOMMODATED IN A SCHOOL, BASED ON THE PERMANENT**
10 **SCHOOL FACILITY AND THE EDUCATIONAL PROGRAM OFFERED.**

11 **(4) “TARGET UTILIZATION” MEANS STUDENT ENROLLMENT AT A**
12 **PERMANENT SCHOOL FACILITY BETWEEN 90% AND 110% UTILIZATION OF THE**
13 **PROGRAM CAPACITY FOR THE PERMANENT SCHOOL FACILITY.**

14 **(B) THIS SECTION APPLIES ONLY IN HOWARD COUNTY.**

15 **(C) (1) BEGINNING IN THE 2020–2021 SCHOOL YEAR, THE HOWARD**
16 **COUNTY BOARD OF EDUCATION SHALL ANNUALLY CALCULATE THE PROGRAM**
17 **CAPACITY OF EACH PERMANENT SCHOOL FACILITY BASED ON THE RATES FOR**
18 **ELEMENTARY, MIDDLE, AND HIGH SCHOOLS SET BY THE COUNTY BOARD.**

19 **(2) THE CALCULATION OF PROGRAM CAPACITY OF THE GEOGRAPHIC**
20 **ATTENDANCE AREA OF A PERMANENT SCHOOL FACILITY SHALL BE COMPLETED ON**
21 **OR BEFORE AUGUST 1 EACH YEAR.**

22 **(D) IF STUDENT ENROLLMENT AT A PERMANENT SCHOOL FACILITY IS NOT**
23 **WITHIN TARGET UTILIZATION, THE COUNTY BOARD SHALL:**

24 **(1) REDETERMINE THE GEOGRAPHIC ATTENDANCE AREA OF THE**
25 **PERMANENT SCHOOL FACILITY ON OR BEFORE AUGUST 1, IN ACCORDANCE WITH**
26 **HOWARD COUNTY PUBLIC SCHOOL SYSTEM POLICY 6010; OR**

1 **(2) SUBMIT A REPORT TO THE GENERAL ASSEMBLY AND THE**
2 **HOWARD COUNTY DELEGATION TO THE GENERAL ASSEMBLY, IN ACCORDANCE**
3 **WITH § 2-1257 OF THE STATE GOVERNMENT ARTICLE, ON OR BEFORE OCTOBER 1**
4 **OF EACH YEAR THE PERMANENT SCHOOL FACILITY IS NOT WITHIN TARGET**
5 **UTILIZATION ON A PLAN TO ADJUST THE PERCENTAGE OF UTILIZATION OF THE**
6 **PROGRAM CAPACITY OF THE PERMANENT SCHOOL FACILITY TO COMPLY WITH**
7 **HOWARD COUNTY PUBLIC SCHOOL SYSTEM POLICY 6010.**

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
9 1, 2020.