

SECTION 2. AND BE IT FURTHER ENACTED, That Section(s) 5-101(f) and 5-103(e) of Article - Education of the Annotated Code of Maryland be repealed.

SECTION 3. AND BE IT FURTHER ENACTED, That Section(s) 5-101(e) through (d), (e), (g), and (h), respectively, of Article - Education of the Annotated Code of Maryland be renumbered to be Section(s) 5-101(b) (c) through (f), respectively.

SECTION 2. 4. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1996.

SECTION 4. AND BE IT FURTHER ENACTED, That the State Board of Education, in consultation with the State Superintendent of Schools, shall establish by regulation criteria to evaluate county requests for waivers authorized under § 5-202(b)(3)(iv)2 of the Education Article, as enacted by Section 1 of this Act. A report detailing these criteria shall be prepared by the Superintendent and submitted to the Legislative Policy Committee on or before December 1, 1996.

SECTION 5. AND BE IT FURTHER ENACTED, That, notwithstanding the application time for a waiver authorized under § 5-202(b)(3)(iv) of the Education Article as enacted by Section 1 of this Act, for the fiscal year that begins July 1, 1996, the State Board of Education may grant a waiver or partial waiver under that section based on regulations adopted by the Board specifically for the fiscal year beginning July 1, 1996 if a county makes a request for a waiver to the State Board of Education by June 15, 1996.

SECTION 6. AND BE IT FURTHER ENACTED, That:

(a) Except as otherwise provided in this section, the changes made under this Act to §§ 5-101, 5-103, and 5-105 of the Education Article do not apply to the budgets of the county boards of education until the fiscal year that begins July 1, 1997.

(b) For the fiscal year that begins July 1, 1996, a county board shall submit to the county governing body a report at the end of each month if during that month the county board:

(1) Makes a transfer authorized under § 5-105(c) of the Education Article; or

(2) Takes any action that reasonably would be expected to commit the county board to spend more for the current fiscal year in any major category than the amount approved in the annual budget for that category.

(c) A report under subsection (b) of this section shall include:

(1) A narrative summary that clearly indicates each transfer under § 5-105(c) of the Education Article; and

(2) An explanation of any action described under subsection (b)(2) of this section, indicating any request for transfer between major categories that may become necessary for the fiscal year as a result of the action.

SECTION 7. AND BE IT FURTHER ENACTED, That, subject to the provisions of Section 6 of this Act, this Act shall take effect June 1, 1996.

Approved April 30, 1996.