

**HB1430/473922/1**

BY: Budget and Taxation Committee

AMENDMENTS TO HOUSE BILL 1430  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “the” in line 4 down through the first “of” in line 5 and substitute “capital improvements to”; and in line 5, after “facilities” insert “, debt service, or rent or lease payments; requiring certain public charter schools to report to the Interagency Commission on School Construction on the status of certain projects”.

AMENDMENT NO. 2

On page 1, in line 16, strike “(I)”; in the same line, after “SUBSECTION” insert “;”; and strike beginning with “THE” in line 16 down through ““PUBLIC” in line 18 and substitute ““PUBLIC”.

On page 2, in lines 1 and 3, strike “1.” and “2.”, respectively, and substitute “(I)” and “(II)”, respectively; strike in their entirety lines 6 through 10, inclusive; strike beginning with “FOR” in line 12 down through “OF” in line 13 and substitute “IN ACCORDANCE WITH THIS SUBSECTION FOR CAPITAL IMPROVEMENTS TO”; in line 13, after “FACILITIES” insert “, DEBT SERVICE, OR RENT OR LEASE PAYMENTS”; after line 16, insert:

“(3) IF A PUBLIC CHARTER SCHOOL IS LOCATED IN A BUILDING OWNED BY THE LOCAL SCHOOL SYSTEM, THE INTERAGENCY COMMISSION ON SCHOOL CONSTRUCTION MAY NOT DISTRIBUTE FUNDS TO THE PUBLIC CHARTER SCHOOL FOR CAPITAL IMPROVEMENTS TO THE SCHOOL FACILITY, DEBT SERVICE, OR RENT OR LEASE PAYMENTS UNDER THIS SUBSECTION IN FISCAL YEARS DURING WHICH THE SCHOOL FACILITY IS UNDERGOING A PROJECT THAT IS RECEIVING STATE FUNDING THROUGH THE CAPITAL IMPROVEMENT PROGRAM.

**(4) IF THE TOTAL AMOUNT OF THE CAPITAL IMPROVEMENT PROGRAM IN A FISCAL YEAR IS LESS THAN THE TOTAL AMOUNT IN THE PRIOR FISCAL YEAR, THE AMOUNT OF FUNDS DISTRIBUTED TO PUBLIC CHARTER SCHOOLS UNDER THIS SUBSECTION FOR THE FISCAL YEAR SHALL BE PROPORTIONATELY REDUCED.**

**(5) THE INTERAGENCY COMMISSION ON SCHOOL CONSTRUCTION MAY NOT USE FUNDS DISTRIBUTED TO A PUBLIC CHARTER SCHOOL UNDER THIS SUBSECTION AS JUSTIFICATION TO REDUCE THE AMOUNT PROVIDED TO A LOCAL SCHOOL SYSTEM THROUGH THE CAPITAL IMPROVEMENT PROGRAM.**

**(6) A PUBLIC CHARTER SCHOOL THAT RECEIVES FUNDS UNDER THIS SUBSECTION DURING A FISCAL YEAR SHALL REPORT TO THE INTERAGENCY COMMISSION ON SCHOOL CONSTRUCTION ON THE STATUS OF ANY PROJECT FOR CAPITAL IMPROVEMENTS TO PUBLIC CHARTER SCHOOL FACILITIES, DEBT SERVICE, OR RENT OR LEASE PAYMENTS BEFORE THE PUBLIC CHARTER SCHOOL MAY RECEIVE FUNDS FOR THE FOLLOWING FISCAL YEAR.**”;

in lines 17 and 23, strike “**(3)**” and “**(4)**”, respectively, and substitute “**(7)**” and “**(8)**”, respectively; in line 19, strike “**THE MAINTENANCE AND OPERATION OF**” and substitute “**CAPITAL IMPROVEMENTS TO**”; in the same line, after “**FACILITIES**” insert “**, DEBT SERVICE, OR RENT OR LEASE PAYMENTS**”; in line 23, before “**THE**” insert “**(I)**”; and after line 24, insert:

**“(II) IN THE REGULATIONS ADOPTED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE INTERAGENCY COMMISSION ON SCHOOL CONSTRUCTION SHALL INCLUDE REGULATIONS THAT:**

**1. ESTABLISH THE PROCEDURES TO COMPLY WITH PARAGRAPH (3) OF THIS SUBSECTION IF A LOCAL SCHOOL SYSTEM SUBMITS A MID-YEAR CAPITAL PROJECT FUNDING REQUEST; AND**

**2. ENSURE A PUBLIC CHARTER SCHOOL RECEIVES FUNDS UNDER THIS SUBSECTION IF THE LOCAL SCHOOL SYSTEM RESCINDS A CAPITAL PROJECT FUNDING REQUEST AND THE PUBLIC CHARTER SCHOOL IS SUBSEQUENTLY ELIGIBLE FOR FUNDING UNDER THIS SUBSECTION.”.**