

The House Committee on Education offered the following substitute to SB 249:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to
2 elementary and secondary education, so as to change certain provisions regarding
3 expenditure controls for the 2003-2004 school year; to provide for automatic repeal; to
4 change certain provisions regarding funding for additional days of instruction; to provide for
5 related matters; to provide an effective date; to repeal conflicting laws; and for other
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and
10 secondary education, is amended by inserting a new Code section to be designated Code
11 Section 20-2-167.1 to read as follows:

12 "20-2-167.1.

13 (a) For the purposes of the 2003-2004 school year only, the following changes to Code
14 Section 20-2-167 shall apply:

15 (1) Except as otherwise provided in paragraph (2) of this subsection, for each program
16 identified in Code Section 20-2-161, each local school system shall spend 100 percent of
17 funds designated for direct instructional costs on the direct instructional costs of such
18 program on one or more of the programs identified in Code Section 20-2-161 at the
19 system level, with no requirement that the school system spend any specific portion of
20 such funds at the site where such funds were earned.

21 (2) Direct instruction funds for the kindergarten early intervention program, the primary
22 grades early intervention program, the upper elementary grades early intervention
23 program, the remedial education program, and the alternative education program shall be
24 expended on one or more of these programs at the system level, with no requirement that

1 the school system spend any specific portion of such funds at the site where such funds
2 were earned.

3 (3) Each local school system shall spend 100 percent of the funds designated for media
4 center costs for such costs at the system level, and 100 percent of the funds designated
5 for media materials for media materials at the system level.

6 (4) Funds allocated for staff development may be spent for any program approved under
7 the 'Quality Basic Education Act.'

8 (b) Except as otherwise provided by subsection (a) of this Code section, Code Section
9 20-2-167 shall apply during the 2003-2004 school year.

10 (c) No penalty shall apply for failure to comply with expenditure controls set out in Code
11 Section 20-2-167 that are contrary to this Code section, notwithstanding any law to the
12 contrary, as long as the local school system complies with this Code section.

13 (d) Nothing in this Code section shall be construed to repeal any other provision of Code
14 Section 20-2-167 or this chapter, or to apply to any time period other than the fiscal year
15 beginning July 1, 2003, and ending June 30, 2004.

16 (e) This Code section shall be automatically repealed July 1, 2004."

17 **SECTION 2.**

18 Said chapter is further amended by striking Code Section 20-2-184.1, relating to funding for
19 additional days of instruction, and inserting in its place a new Code Section 20-2-184.1 to
20 read as follows:

21 "20-2-184.1.

22 The program weights for the kindergarten, kindergarten early intervention, primary,
23 primary grades early intervention, upper elementary, upper elementary grades early
24 intervention, middle grades, middle school, and remedial programs and the program
25 weights for the high school programs authorized pursuant to paragraph (4) of subsection
26 (b) of Code Section 20-2-151, when multiplied by the base amount, shall reflect sufficient
27 funds to pay the beginning salaries for instructors needed to provide 20 additional days of
28 instruction for 10 percent of the full-time equivalent count of the respective program. Such
29 funds shall be used for addressing the academic needs of low-performing students with
30 programs including, but not limited to, instructional opportunities for students beyond the
31 regular school day, Saturday classes, intersession classes, and summer school classes.
32 Following the midterm adjustment, the state board shall issue allotment sheets for each
33 local school system. Each local school system shall spend 100 percent of the funds
34 designated for additional days of instruction for such costs at the system level. Up to 15
35 percent of funds designated for additional days of instruction may be spent for

1 transportation costs incurred for transporting students who are attending the additional
2 classes funded by these designated funds."

3 **SECTION 3.**

4 This Act shall become effective upon its approval by the Governor or upon its becoming law
5 without such approval.

6 **SECTION 4.**

7 All laws and parts of laws in conflict with this Act are repealed.