

VOUCHERS & PUBLIC FUNDING FOR NONPUBLIC SCHOOLS

MABE POSITIONS

The Maryland Association of Boards of Education, representing all local boards of education in Maryland:

- ✓ **Supports** strong public accountability measures for every public dollar spent, including public dollars dedicated or diverted to religious and other nonpublic schools.
- ✓ **Supports** the repeal of the BOOST program as enacted in the State Budget Bill since 2016.
- ✗ **Opposes** nonpublic school vouchers, tuition tax credit programs, or other proposals that would threaten public school funding and public control over the use of public dollars.
- ✗ **Opposes** providing public funding for textbooks, transportation, or technology purchases that divert public funds to financially support nonpublic schools.
- ✗ **Opposes** legislation mandating that public schools allow students enrolled in nonpublic schools or receiving home instruction to participate in public school academic, athletic, or other programs.

BACKGROUND

Maryland's public schools are committed to and required to serve all of the State's school-aged children who are not enrolled in other educational institutions or programs, regardless of religious preferences, ability to pay tuition, or special needs. Maryland's publicly-appointed or locally-elected school boards direct the operation of school systems in which students are exposed to a wide variety of courses and programs aimed at educating and preparing them for graduation, college and career readiness, and full participation in their nation, state, and local communities. In pursuit of these goals, local and state accountability measures are used to ensure that the public schools are fulfilling their mission.

Generally, nonpublic schools, including non-sectarian and parochial schools, are not subject to the same legal regulations as public schools, such as special education laws and teacher certification regulations. A limited but notable exception is the array of nonpublic special education schools serving public school students. However, the vast majority of nonpublic school programs are not linked to state or federal student performance accountability measures, or special education provisions of the federal Individuals with Disabilities Education Act (IDEA). In addition, many parochial schools instruct their students in particular religions, a practice that is unconstitutional in public schools and which public funds may not directly support.

Since the 1990s, state funding has been provided for the Aid to Nonpublic Schools Program, which now provides \$6 million for MSDE's purchase of textbooks and computer hardware and software to be distributed to eligible nonpublic schools. In 2013, the Governor and legislature launched the \$3.5 million Nonpublic Aging Schools Program to directly fund private school facility projects in schools eligible for the textbook program.

In 2016, the state budget bill was amended in conference committee to establish the \$5 million Broadening Options and Opportunities for Students Today (BOOST) Program to provide vouchers for students who are eligible for the free or reduced-price lunch program to attend eligible nonpublic schools. To be eligible for the BOOST program, a nonpublic school must participate in the Aid to Non-Public Schools Program for textbooks and computers administered by MSDE; and comply with Title VI of the Civil Rights Act of 1964; the State Government Article; and agree not to discriminate in student admissions on the basis of race, color, national origin, or sexual orientation. As MABE has supported eliminating the BOOST program, the association has also supported more stringent accountability for antidiscrimination in enrollment and employment practices.

MABE has also joined the National School Boards Association (NSBA) in urging Congress to reject using federal funds for voucher programs, including any special education vouchers, or for military children or other specific groups of students. Similarly, MABE urges Congress to oppose any amendments to make vouchers part of the Elementary and Secondary Education Act (ESEA), Individuals with Disabilities Education Act (IDEA), or COVID-19 related legislation.

For additional information, see [MABE's Resolution on School Choice & Funding for Nonpublic Schools](#).