

Maryland General Assembly 2014

As required by the [Maryland Constitution](#), the [General Assembly of Maryland](#) will convene at noon for its annual [90 calendar day session](#) on the second Wednesday in January (January 9, 2014). This session marks the official beginning of the final year of the four-year term that began January 2011 and will end when a newly elected Senate and House takes office in January 2015. Lawmakers are scheduled to adjourn *sine die* on Monday, April 7, 2014

To date, out of the approximately 2,600 measures that the General Assembly expects to consider before *sine die* on April 7, there are currently 130 Senate bills and 106 House Bills pre-filed and will be officially assigned to [standing committees](#) on opening day after introduction. The following represent some of the measures that may affect the business of Maryland education.

House Bills

BILL NUMBER	TITLE	PRIMARY SPONSOR	STATUS	SUMMARY
HB0001/SB0064	Children in Need of Assistance - Educational Stability	Chair, Judiciary Committee	House Judiciary Pre-Filed	<p>Requires the juvenile court to inquire as to the educational stability of a child at a shelter care hearing, adjudicatory hearing, disposition hearing and any change of placement proceeding.</p> <p>Defines “educational stability” to mean the continuous process of identifying and implementing the appropriate educational placement, training, resources, services, and experiences that will address the fundamental needs necessary to ensure the successful educational outcome of a child and contribute to the child’s overall well-being.</p> <p>In determining the educational stability of a child, the court may consider the following factors:</p> <ul style="list-style-type: none"> • The appropriateness of the child’s current school placement; • The school placement of the child’s siblings; • The minimization of school changes; • The proximity of the school to the child’s placement; • Transportation to and from school; • The proper release and prompt transfer of the child’s educational records; • The child’s school attendance; • The identification of and consultation with the child’s educational guardian; • The maintenance of any individual education plan (IEP); and • The child’s appropriate grade level progress or progress toward graduation. <p>Effective October 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/hb/hb0001F.pdf http://mgaleg.maryland.gov/2014RS/bills/sb/sb0064F.pdf</p>

BILL NUMBER	TITLE	PRIMARY SPONSOR	STATUS	SUMMARY
HB0020	Primary and Secondary Education - Security - School Resource Officers	Delegate Cluster	House Ways and Means Pre-Filed	<p>The county board, county superintendent, principal, or school resource officer of any public school, or a person designated in writing by the board or any of these persons, may deny access to the buildings or grounds of the school to any other person who:</p> <ul style="list-style-type: none"> • Is not a bona fide, currently registered student, or staff or faculty member at the school, and who does not have lawful business to pursue at the school; • Is a bona fide, currently registered student at the school and has been suspended or expelled from the school, for the duration of the suspension or expulsion; or • Acts in a manner that disrupts or disturbs the normal educational functions of the school. <p>The bill defines “school resource officer” to mean:</p> <ul style="list-style-type: none"> • A law enforcement officer who has been assigned to a school in accordance with a memorandum of understanding between the chief of a law enforcement agency and the local education agency; or • A special police officer who has been hired by a county superintendent. <p>Does not apply to a public school that had at least one school resource officer assigned to the school during the 2013-2014 school year.</p> <p>At least one school resource officer shall be assigned to each public school in the State. If a public school in the State does not have at least one school resource officer assigned to the school as of August 1, 2014, the county superintendent of the school shall hire a retired law enforcement officer to serve as a school resource officer for the school.</p> <p>Each school resource officer hired shall obtain a special police commission. The county superintendent shall submit an application to the Secretary of State Police for a special police commission for each school resource officer the county superintendent hires.</p> <p>A school resource officer hired shall:</p> <ul style="list-style-type: none"> • Be a contractual employee of the State; • Be entitled to State workers’ compensation benefits; and • Receive a salary of no less than \$25 per hour. <p>A local education agency is entitled to reimbursement from the State for all expenditures necessary to meet the requirements.</p> <p>Any funds used to reimburse a local education agency shall be paid from the Education Trust Fund.</p> <p>The Department (MSDE) shall adopt regulations necessary to carry out the provisions. Administrative personnel, authorized employees of any public school, and persons designated may demand identification and evidence of qualification from any person who desires to use or enter the premises of the school.</p> <p>The county board of any public school may enter into an agreement with appropriate law enforcement agencies to carry out the responsibilities when:</p> <ul style="list-style-type: none"> • The school is closed, or • None of the persons designated are present in the buildings or on the grounds of the school. <p>A person is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$1,000, imprisonment not exceeding 6 months, or both if the person:</p> <ul style="list-style-type: none"> • Trespasses on the grounds of any public school; • Fails or refuses to leave the grounds of any public school after being requested to do so by a person designated as being authorized to deny access to the buildings or grounds of the school; or

				<ul style="list-style-type: none"> Willfully damages or defaces any building, furnishing, statue, monument, memorial, tree, shrub, grass, or flower on the grounds of any public school. <p>Effective July 1, 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/hb/hb0020F.pdf</p>
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HB0046	State Government-Maryland Uniform Electronic Legal Materials Act	Delegate Arora	House Health and Government Operations Pre-Filed	<p>Requires an official publisher that publishes legal material in an electronic record to designate the electronic record as official. This would include a final decision in a contested case issued by a unit of State Government that issued the decision. The bill defines “unit” to mean an executive agency, a department, a board, a commission, or any other instrumentality of the State.</p> <p>Applies to all legal material in an electronic record that is:</p> <ul style="list-style-type: none"> Designated as official; and First published electronically on or after October 1, 2014. <p>http://mgaleg.maryland.gov/2014RS/bills/hb/hb0046F.pdf</p>
HB0051	Public Schools - Boards of Education - Bullying Hotlines and Tip Boxes	Delegate Cardin	House Ways and Means Pre-Filed	<p>Requires each county board of education to establish a toll-free bullying hotline that:</p> <ul style="list-style-type: none"> Operates during regular business hours; and Allows callers to leave a message during nonbusiness hours. <p>The purpose of the bullying hotline is for a student or parent, guardian, or close adult relative of a student, or a school staff member to report acts of bullying, harassment, or intimidation.</p> <p>Each county board shall publicize the bullying hotline in student handbooks, school system Web sites, and any other location or venue the county board determines is necessary or appropriate.</p> <p>On receipt of a report of an act of bullying, harassment, or intimidation on the bullying hotline, a victim of bullying, harassment, or intimidation report form shall be completed.</p> <p>Each county board shall distribute to each public school a tip box to allow a student, a parent, guardian, or close adult relative of a student, or a school staff member to anonymously report an incident of bullying, harassment, or intimidation of the student. Each county board shall publicize that the tip box in student handbooks, school system websites, and any other location or venue the county board determines is necessary or appropriate. On receipt of a report of an act of bullying, harassment, or intimidation from the tip box, a victim of bullying, harassment, or intimidation report form shall be completed. The information received through a bullying hotline established or bullying tip box is confidential.</p> <p>The model policy under current law shall include information regarding the availability and use of the bullying hotline; and information regarding the availability and use of an anonymous bullying tip box in each public school.</p> <p>Effective July 1, 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/hb/hb0051F.pdf</p>

BILL NUMBER	TITLE	PRIMARY SPONSOR	STATUS	SUMMARY
HB0056	Sales and Use Tax - Tax-Free Periods - School Supplies and Textbooks	Delegate Vitale	House Ways and Means Pre-Filed	<p>Alters certain sales and use tax exemptions to include any school supply if the taxable price of the item is \$500 or less; or any textbook if the taxable price of the textbook is \$500 or less.</p> <p>The bill defines “school supply” to mean any item purchased for use in the classroom, for school work completed in school, or for any school activity. The bill defines “textbook” to mean a book written, designed, and produced for educational, instructional, or pedagogical purposes.</p> <p>Effective July 1, 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/hb/hb0056F.pdf</p>
HB0069	Procurement - State Funds - Energy Efficient Outdoor Lighting Fixtures	Delegate Carr	House Health and Government Operations Pre-Filed	<p>Expands the prohibition on the use of State funds to install or replace certain luminaires by applying the prohibition to all permanent outdoor luminaires unless the luminaires meet certain requirements to include a public work contract of less than \$500,000; or a public work contract for which 50% or less of the funds used for the project are State funds, etc.</p> <p>Generally relates to the use of State funds and energy efficient outdoor lighting fixtures.</p> <p>Effective October 1, 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/hb/hb0069F.pdf</p>
HB0072	Labor and Employment - State Minimum Wage Rate - Increase	Delegate Haynes	House Economic Matters Pre-Filed	<p>Alters the amount of the State minimum wage rate to a wage that equals a rate of \$12.50 (from \$6.15) per hour.</p> <p>Effective July 1 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/hb/hb0072F.pdf</p>
HB0076	Education - Implementation of the Common Core State Standards - Prohibition	Delegate Smigiel	House Ways and Means Pre-Filed	<p>Prohibits the State Board of Education and county boards from establishing certain educational policies, curriculum, and guidelines that include or are based on the Common Core State Standards. Specifically the elementary and secondary policies of the State may not include or be based on the Common Core State Standards. A county board may not establish curriculum guides and courses of study that include or are based on the Common Core State Standards.</p> <p>Legislative intent is that the State Board of Education may not enter into an agreement or join a consortium or other organization that gives control over educational matters to any entity other than the State. The State Board shall take the necessary actions to rescind the State Board’s adoption of the Common Core State Standards and the State’s membership in the Partnership for Assessment for College and Careers consortium on or before July 1, 2014. The State Board of Education shall notify the United States Department of education of its intent to rescind the State Board’s adoption of the Common Core State Standards on or before July 1, 2014.</p> <p>Effective June 1, 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/hb/hb0076F.pdf</p>

BILL NUMBER	TITLE	PRIMARY SPONSOR	STATUS	SUMMARY
HB0087	Anne Arundel County - Superintendent of Schools - Compensation	Delegate McMillan	House Ways and Means Pre-Filed	To prohibit the Anne Arundel County Board of Education from paying monetary compensation to the county superintendent of schools for sick leave benefits earned while employed by any other board of education or public school system but may allow the county superintendent to use the sick leave in the same manner as sick leave accrued while employed by the county. Effective October 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/hb/hb0087F.pdf
HB0103	Capital Projects - Submission of Information to the General Assembly	Chair, Appropriations Committee	House Appropriations	Requires the Department of Budget and Management, rather than a unit of State government that would receive the capital project or a State office on behalf of the unit to submit certain information regarding capital projects to the General Assembly. Effective July 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/hb/hb0103F.pdf

[Senate Bills](#)

BILL NUMBER	TITLE	PRIMARY SPONSOR	STATUS	SUMMARY
SB0014	Task Force to Study Starting Times for Maryland Public Schools	Senator Reilly	First Reading Education, Health, and Environmental Affairs	Establishes the Task Force to Study Starting Times for Maryland Public Schools. The Task Force shall: <ul style="list-style-type: none"> review the science on the sleep needs of adolescents, including effects of sleep deprivation on academic performance and benefits of sufficient sleep; review and study how other school systems have implemented later school day starting times and how various activities in those school systems were impacted and scheduled around the changes; and make recommendations regarding whether public schools in the State should implement a starting time of no earlier than 8:00 a.m. On or before December 31, 2014, the Task Force shall report its findings and recommendations to the Governor and the General Assembly. Effective July 1, 2014 and remain effective for a period of 6 months. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0014F.pdf
SB0030	Educational Institutions - Personal Electronic Account - Privacy Protection	Senator Young	First Reading Education, Health, and Environmental Affairs	Prohibits an educational institution from requiring, requesting, suggesting, or causing a student, an applicant, or a prospective student to grant access to, allow observation of, or disclose information that allows access to or observation of the individual's personal electronic account, etc. Effective June 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0030F.pdf

BILL NUMBER	TITLE	PRIMARY SPONSOR	STATUS	SUMMARY
SB0064/ HB0001	Children in Need of Assistance - Educational Stability	Chair, Judicial Proceedings Committee	First Reading Judicial Proceedings	<p>Requires the juvenile court to inquire as to the educational stability of a child at a shelter care hearing, adjudicatory hearing, disposition hearing and any change of placement proceeding.</p> <p>Defines "educational stability" to mean the continuous process of identifying and implementing the appropriate educational placement, training, resources, services, and experiences that will address the fundamental needs necessary to ensure the successful educational outcome of a child and contribute to the child's overall well-being.</p> <p>In determining the educational stability of a child, the court may consider the following factors:</p> <ul style="list-style-type: none"> • The appropriateness of the child's current school placement; • The school placement of the child's siblings; • The minimization of school changes; • The proximity of the school to the child's placement; • Transportation to and from school; • The proper release and prompt transfer of the child's educational records; • The child's school attendance; • The identification of and consultation with the child's educational guardian; • The maintenance of any individual education plan (IEP); and • The child's appropriate grade level progress or progress toward graduation. <p>Effective October 1, 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/hb/hb0001F.pdf http://mgaleg.maryland.gov/2014RS/bills/sb/sb0064F.pdf</p>
SB0066	State Government - Commemorative Day - Young Heroes Day	Senator Simonaire	First Reading Education, Health, and Environmental Affairs	<p>Requires the Governor to annually proclaim the first Monday of October as Young Heroes Day. The measure defines "Young Hero" to mean a minor who is recognized by the residents of the State for the positive contribution the minor has made to society.</p> <p>Effective October 1, 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/sb/sb0066F.pdf</p>
SB0091	State Ethics Commission - Local Governments and School Boards - Compliance Enforcement	Chair, Education, Health, and Environmental Affairs Committee	First Reading Education, Health, and Environmental Affairs	<p>Requires the State Ethics Commission to adopt by regulation model provisions for school boards. If the Ethics Commission determines that a school board has not complied with and has not made good-faith efforts toward compliance with the requirements of Part II, the Ethics Commission:</p> <ul style="list-style-type: none"> • May issue an order directing the school board to comply with Part II, including a listing of specific areas of noncompliance; • May issue an order providing that officials and employees of the school board are subject to local ethics laws in the county in which the school board is located; and • May petition a circuit court with venue over the proceeding for appropriate relief to compel compliance. <p>The Circuit Court may grant any available equitable relief.</p> <p>Effective July 1, 2014.</p> <p>http://mgaleg.maryland.gov/2014RS/bills/sb/sb0091F.pdf</p>

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SB0109	Public Ethics - Financial Disclosure Statements - Electronic Filing	Chair, Education, Health, and Environmental Affairs Committee	First Reading Education, Health, and Environmental Affairs	Requires that certain financial disclosure statements be filed electronically with the State Ethics Commission. Specifically the Ethics Commission shall develop and implement procedures for the electronic filing of a statement and for the Ethics Commission to grant an exemption to the requirement. Effective October 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0109F.pdf
SB0116	Juvenile Law - Committed Facilities - Repeal of Termination	Chair, Judicial Proceedings Committee	First Reading Judicial Proceedings	Repeals the termination of certain provisions of law authorizing the Department of Juvenile Services to transfer a child committed to residential placement from a certain facility to another, etc. Effective June 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0116F.pdf
SB0117	Juvenile Law - Commitment - Placement Visits	Chair, Judicial Proceedings Committee	First Reading Judicial Proceedings	Authorizes the use of video conferencing by a juvenile counselor if: <ul style="list-style-type: none"> • The child is placed at a facility operated by the Department of Juvenile Services; and • At least one visit within every 3 month period is conducted in person. Effective October 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0117F.pdf
SB0119	Workers' Compensation - Subsequent Injury Fund - Billing Address Notification	Chair, Finance Committee	First Reading Finance	On or before July 1, 2014, and on or before July 1 each year thereafter, an employer or its insurer that is liable for payment of an assessment imposed shall notify the Subsequent Injury Fund of the current billing address to which notices of payment shall be sent. An employer or its insurer that has provided notice shall notify the Subsequent Injury Fund of any change of bill address within 30 days of the change of address. Effective June 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0119F.pdf
SB0120	Education - Children With Disabilities - Parent Surrogates	Chair, Education, Health, and Environmental Affairs Committee	First Reading Education, Health, and Environmental Affairs	Adds the Department of Labor, Licensing, and Regulation and the Department of Public Safety and Correctional Services to the list of public agencies required to request a local school system superintendent to appoint a parent surrogate to represent a child at any point in the educational decision making process if it is suspected that the child may be disabled. Effective July 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0120F.pdf
SB0122	Juvenile Law - Detention - Community Detention Violation Hearings	Chair, Judicial Proceedings Committee	First Reading Judicial Proceedings	If a child is returned to detention, the intake officer who authorized detention shall immediately file a petition to authorize continued detention. Unless extended by the court, on good cause shown for no more than 5 days, a hearing on the petition to authorized continued detention shall be held no later than the next court day. Reasonable notice, oral or written, starting the time, place, and purpose of the hearing, shall be given to the child and, if they can be located, the child's parents, guardian, or custodian. Effective October 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0122F.pdf

BILL NUMBER	TITLE	PRIMARY SPONSOR	STATUS	SUMMARY
SB0125	State-Aided Educational Institutions - Qualification Criteria	Chair, Education, Health, and Environmental Affairs Committee	First Reading Education, Health, and Environmental Affairs	Updates the information required in the documentation supporting an application for qualification as a State-aided educational institution, etc. Effective October 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0125F.pdf
SB0128	Education - Compensatory Education Grants - Federal Community Eligibility Provision	Chair, Budget and Taxation Committee	First Reading Budget and Taxation	Alters the definition regarding the number of students eligible for free or reduced price meals. For fiscal 2015, 2016, and 2017, "Compensatory Education Enrollment Count" means: <ul style="list-style-type: none"> • The number of students eligible for free or reduced price meals for the prior fiscal year; or • For school systems that participate, in whole or in part, in the United States Department of Agriculture Community Eligibility Provision, the number of students equal to the greater of: <ol style="list-style-type: none"> a. The sum of the number of students in participating schools identified by direct certification for the prior fiscal year, plus the number of students identified by the income information provided by the family to the school system on an alternative form developed by the Department for the prior fiscal year, plus the number of students eligible for free and reduced price meals from any schools not participating in the community eligibility provision for the prior fiscal year; or b. The number of students eligible for free and reduced price meals for the participating school system for the year prior to opting into the United States Department of Agriculture Community eligibility provision. c. Effective June 1, 2014, and shall be applicable beginning in the 2014-2015 school year. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0128F.pdf
SB0130	Commissioner of Labor and Industry and Workers' Compensation Commission - Reports of Accidental Injury or Disability - Electronic Sharing	Chair, Finance Committee	First Reading Finance	Repeals a certain requirement that an employer send copies of certain reports of an accident or injury to the Commissioner of Labor and Industry. Specifically the Commission shall provide the Commissioner of Labor and Industry with electronic access to the data contained in the reports filed on accidental personal injury causes, etc. Effective July 1, 2014. http://mgaleg.maryland.gov/2014RS/bills/sb/sb0130F.pdf