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State Superintendent of Schools

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TO: Members of the Maryland State Board of Education
FROM: Nancy S. Grasmick *Nancy*
DATE: April 27-28, 2009
SUBJECT: Legislative Update

PURPOSE:

The purpose of this item is to provide a final legislative status report relative to education legislation that was before the 2009 General Assembly. Please find attached a synopsis of the most significant legislation that has been tracked by the Maryland State Department of Education.

EXECUTIVE SUMMARY:

I have asked Renee Spence to briefly update the members of the State Board of Education on the outcomes of the significant legislation that you have followed during the 2009 session as well as respond to any of your questions.

If you want additional information, please feel free to contact me or Renee Spence at 410-767-0462. As always, thank you for your continuous help and support.

Attachments




Maryland State Board of Education

2009 Legislative Synopsis

House Bills

Total Number of Bills: 45



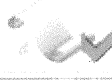




<u>HB 20</u>	Intellectual Disability (Rosa's Law)	
Sponsored By	Delegates Sophocleus, Barkley, Beidle, Benson, Bromwell, Carr, G. Clagett, Conaway, Costa, Donoghue, Elliott, George, Hammen, Hecht, Howard, Hubbard, Jameson, Kach, Kipke, Krebs, Kullen, Love, McDonough, Montgomery, Morhaim, Nathan-Pulliam, Oaks, Pena-Melnyk, Pendergrass, Reznik, Rice, Riley, Robinson, Shewell, Tarrant, V. Turner, Weldon, and Wood	
Synopsis	Changing references to mental retardation to an intellectual disability; changing references to a mentally retarded individual to an individual with an intellectual disability; renaming State residential centers for the mentally retarded to be State residential centers for individuals with an intellectual disability; renaming an intermediate care facility for the mentally retarded (ICF-MR) to be an intermediate care facility for individuals with an intellectual disability (ICF-ID); altering definitions; etc.	
<u>HB 26</u>	Public Schools - Children with Anaphylactic Allergies - Reduction of Risk	
Sponsored By	Delegate Kullen	
Synopsis	Requiring principals of public schools that have children attending the schools who have been identified as having anaphylactic allergies to take specified actions to reduce specified risks; requiring school principals or their designees to monitor specified files; requiring the monitoring of individualized health plans; etc.	
<u>HB 43/ SB 29</u>	Talbot County - School Buses - Length of Operation	
Sponsored By	Delegates Haddaway and Eckardt	
Synopsis	Increasing to 15 years the length of time a school bus may be operated in Talbot County.	

<u>HB 73</u>	Education - Floating Teacher Pilot Program	
Sponsored By	Delegates Rice, Feldman, Ivey, F. Turner, and Walker	
<u>HB 100/ SB 165</u>	Budget Bill (Fiscal Year 2010)	
Sponsored By	The Speaker (By Request - Administration)	
Synopsis	Making the proposed appropriations contained in the State Budget for the fiscal year ending June 30, 2010, in accordance with Article III, Section 52 of the Maryland Constitution; etc.	
<u>HB 101/ SB 166</u>	Budget Reconciliation and Financing Act of 2009	
Sponsored By	The Speaker (By Request - Administration)	
Synopsis	Altering or repealing specified required appropriations and grants; altering provisions relating to State aid to local governments and local sharing of specified costs; authorizing the transfer of specified funds to the General Fund; authorizing the use of specified funds for specified purposes; etc.	
<u>HB 110/ SB 21</u>	Dorchester County - School Bus Length of Operation - Sunset Repeal	
Sponsored By	Delegates Eckardt, Cane, and Haddaway	
Synopsis	Repealing the termination date for a provision of law that allows school buses to be operated in Dorchester County for 15 years.	
<u>HB 112</u>	Dorchester County Board of Education - Annual Election of Board Officers	
Sponsored By	Delegates Eckardt, Cane, and Haddaway	
Synopsis	Altering the date of the annual election of officers of the Dorchester County Board of Education.	







<u>HB 120/ SB 140</u>	Task Force to Study How to Improve Financial Literacy in the State - Membership, Staffing, and Extension	
Sponsored By	Delegates Stein and Krebs	
Synopsis	Extending the reporting and termination provisions relating to the Task Force to Study How to Improve Financial Literacy in the State; altering the composition and staffing of the Task Force; etc.	
<u>HB 122</u>	Calvert County - Education - Certificated School Personnel - Collective Bargaining Representation Fees	
Sponsored By	Delegates Kullen, Proctor, and Vallario	
Synopsis	Authorizing the Board of Education of Calvert County to negotiate a specified fee with a certificated employee organization to be charged to nonmembers for representation.	
<u>HB 183</u>	Lottery for Schools Act of 2009 tatus as of February 4, 2009: Bill is in the House - First Reading Ways and Means	
Sponsored By	Delegate Holmes	
<u>HB 184/ SB 234</u>	Education - Maryland's Preschool for All Business Plan - Final Report Requirements	
Sponsored By	Delegates Hucker, Hixson, Kaiser, Ali, Gilchrist, Ivey, Myers, Olszewski, Rice, and Ross	
Synopsis	Requiring the State Department of Education to consult with and accept comments from county superintendents and local governing bodies regarding the Maryland's Preschool for All Business Plan before preparing and publishing a final version of a specified Business Plan; requiring the Department to submit to the Governor and General Assembly a copy of a final report that includes specified information on or before December 1, 2009; and requiring the Department to identify an on-going funding source before implementing the Plan; etc.	







<u>HB 201</u>	Juvenile Law - Juvenile Justice Alternative Education Program	
Sponsored By	Delegate Frush	
Synopsis	In any county that has established a juvenile justice alternative education program, authorizing a juvenile court to order a student who is suspended, expelled, or identified as a candidate for suspension or expulsion from school to attend that program under specified circumstances; and terminating the Act at the end of June 30, 2012.	
<u>HB 205</u>	Education - Public Schools - Mandatory School Uniforms	
Sponsored By	Delegate Holmes	
<u>HB 306</u>	Interstate Compact on Educational Opportunity for Military Children	
Sponsored By	The Speaker (By Request - Administration) and Delegates Kaiser, Ali, Barkley, Bartlett, Branch, Braveboy, Carr, Davis, Dumais, Frick, Gilchrist, Gutierrez, Guzzone, Hammen, Hixson, Howard, Hucker, Ivey, Jones, King, Kramer, Kullen, Lafferty, Lee, Levi, Love, Manno, Montgomery, Morhaim, Murphy, Nathan-Pulliam, Oaks, Ramirez, Rice, Ross, Rudolph, Smigiel, Stukes, Taylor, F. Turner, V. Turner, Valderrama, Vaughn, and Waldstreicher	
Synopsis	Establishing, through an Interstate Compact with specified member states, the Interstate Compact on Educational Opportunity for Military Children for specified purposes.	
<u>HB 322</u>	Libraries - Funding - State Library Resource Center	
Sponsored By	Delegates Hixson, Bartlett, Elmore, Gilchrist, Gutierrez, Howard, Ivey, Kaiser, Murphy, Rice, Ross, Stukes, F. Turner, and Walker	
<u>HB 323</u>	Texting While Driving Ban of 2009	
Sponsored By	Delegates Waldstreicher, Ali, Anderson, Barkley, Barnes, Bartlett, Beidle, Benson, Burns, Cane, Carr, V. Clagett, Conaway, DeBoy, Doory, Dumais, Feldman, Frick, Gilchrist, Gutierrez, Haddaway, Hecht, Heller, Hixson, Hucker, Kach, Kelly, Kipke, Kramer, Krebs, Krysiak, Kullen, Lee, Levi, Love, Manno, Mathias, McComas, McConkey, McIntosh, Mizeur, Montgomery, Morhaim, Murphy, Nathan-Pulliam, Niemann, Oaks, Olszewski, Pena-Melnyk, Reznik, Rice, Rosenberg, Ross, Schuler, Shewell, Simmons, Smigiel, Stein, Tarrant, Taylor, V. Turner, Valderrama, Vallario, Walker, Weldon, and Wood	


<u>HB 339</u>	Education Funding - Maintenance of Effort - Slots Revenue	
Sponsored By	Delegates Anderson, Carter, Ali, Barkley, Benson, Carr, Conaway, Dumais, Dwyer, Harrison, Huckler, Ivey, Lee, Manno, Morhaim, Nathan-Pulliam, Norman, Simmons, Stukes, Tarrant, Taylor, V. Turner, and Valderrama	
<u>HB 342</u>	Public Education - Education Trust Fund - Use of Funds	
Sponsored By	Delegates Taylor, Rice, Hixson, and Huckler	
<u>HB 348</u>	Anne Arundel County - Board of Education - Student Member Scholarship	
Sponsored By	Anne Arundel County Delegation	
Synopsis	Establishing a \$6,000 scholarship for a student member of the Anne Arundel County Board of Education who completes a full term; and providing that the Act does not apply to the incumbent student board member.	
<u>HB 350</u>	Washington County - Board of Education - President and Members Salary	
Sponsored By	Washington County Delegation	
Synopsis	Increasing the salary of the president of the Washington County Board of Education to \$6,200; increasing the salary of other members of the county board to \$6,100; providing that the Act does not apply to the salary or compensation of an incumbent president or member of the county board; and repealing a provision that requires the members of the Washington County Board of Education to have their compensation paid in a specified number of installments.	
<u>HB 365</u>	Labor and Employment - Adult Education and Literacy Grants - Funding Formula	
Sponsored By	Delegates Hixson, Bartlett, Doory, Elmore, Gilchrist, Gutierrez, Howard, Ivey, Jennings, Kaiser, Pena-Melnyk, Rice, Ross, Stukes, F. Turner, and Walker	

<u>HB 379</u>	Education - Reporting Requirement - Class Size	
Sponsored By	Delegates Olszewski, Cardin, Walker, Boteler, Braveboy, Bromwell, Frush, Griffith, Healey, Hixson, Howard, Hubbard, Ivey, Kach, Kaiser, Minnick, Pena-Melnyk, Rice, Ross, Schuler, Stukes, F. Turner, V. Turner, and Valderrama	
Synopsis	Requiring the State Department of Education to develop a uniform data collection method to track the number of students who regularly participate in a classroom teacher's class by the beginning of the 2012-2013 academic year; requiring the method to reflect the number of these students in a classroom teacher's class as of September 30 of each year; requiring each county board of education to implement the method and report the results to the Department on or before December 1 of each year; etc.	
<u>HB 383/ SB 393</u>	Managing for Results - Evidence-Based Practices	
Sponsored By	Delegates Jones, Bronrott, Gaines, Hubbard, and Mizeur	
<u>HB 478</u>	Task Force on Public Health Risks Linked to Bullying	
Sponsored By	Delegates Rice, Barkley, Bronrott, Carr, Carter, Feldman, Gilchrist, Levi, Montgomery, Riley, Ross, Stein, Tarrant, Taylor, and Walker	
<u>HB 505/ SB 139</u>	Education - High School Assessment Requirement	
Sponsored By	Delegates Walker, Barnes, Benson, Boteler, Carter, Conaway, Frush, Gutierrez, Healey, Holmes, Howard, Hubbard, Oaks, Pena-Melnyk, Proctor, Rice, Robinson, Stukes, Tarrant, Taylor, V. Turner, Valderrama, and Vaughn	
<u>HB 508</u>	Public Schools - Physical Education Facilities	
Sponsored By	Delegates Walker, Anderson, Barnes, Benson, Branch, Carr, Conaway, DeBoy, Glenn, Guzzone, Haynes, Howard, Impallaria, King, Levi, Nathan-Pulliam, Oaks, Pena-Melnyk, Rice, Robinson, Simmons, Tarrant, V. Turner, and Valderrama	

<u>HB 509</u>	Crimes - Harassment - Electronic Communications	
Sponsored By	Delegates Kipke, Ali, Barkley, Beidle, Benson, Boteler, Carr, Carter, Costa, DeBoy, Eckardt, Elliott, Elmore, Frush, George, Haddaway, Howard, Hubbard, King, Krebs, Kullen, Love, McComas, Montgomery, Norman, Pena-Melnyk, Reznik, Rice, Riley, Robinson, Schuh, Schuler, Shank, Shewell, Stocksdale, Waldstreicher, and Weldon	
<u>HB 587</u>	Education - Teacher Identification Number	
Sponsored By	Delegates Kaiser, Barkley, Cardin, Manno, Olszewski, Schuh, and V. Turner	
Synopsis	Authorizing the State Department of Education to assign a unique identification number to each teacher employed in the public schools in the State; requiring that the identification number meet specified requirements; and limiting the use of the teacher identification number to specified educational purposes.	
<u>HB 588</u>	Education - Public Schools - Standardized Course Numbering System	
Sponsored By	Delegates Kaiser, Cardin, and Olszewski	
Synopsis	Authorizing the State Department of Education to develop a standardized course numbering system to facilitate the collection of data on student participation in courses offered in the public schools; authorizing each county school system to adopt the standardized course numbering system on a voluntary basis; requiring a specified county school system to provide a translation of course numbers under specified circumstances; and declaring the intent of the General Assembly.	
<u>HB 623</u>	Local School Systems - Biannual Financial Status Report Requirement - Repeal	
Sponsored By	Allegany County Delegation	
Synopsis	Repealing the requirement that a local superintendent of schools or chief executive officer of a local school system file a biannual report on the financial status of the local school system; and requiring a local school system with a financial deficit to include specified information in an annual financial status report.	
<u>HB 630</u>	Restore Respect at School Act	
Sponsored By	Delegates Levi, Benson, Branch, Burns, DeBoy, Glenn, Howard, Ivey, Kach, Kirk, Lafferty, Montgomery, Proctor, Ross, Schuh, Schuler, Stukes, V. Turner, Vallario, Vaughn, and Walker	

<u>HB 632</u>	Education - New Teachers - Classroom Management Training and Resignations - Study and Review	
Sponsored By	Delegates Levi, DeBoy, and Walker	
<u>HB 633</u>	Labor and Employment - Employee Leave - Parent-Teacher Conferences	
Sponsored By	Delegates Levi, Barkley, Glenn, Howard, and V. Turner	
<u>HB 694</u>	Education - Special Education Services - Children in a Home School Setting	
Sponsored By	Delegate Lafferty	
<u>HB 709</u>	Children's Environmental Health Protection Act	
Sponsored By	Delegates Hubbard, Barve, Benson, Bronrott, Costa, Donoghue, Frush, Kipke, Montgomery, Morhaim, Nathan-Pulliam, Niemann, Oaks, Pena-Melnyk, Reznik, Riley, Ross, Tarrant, V. Turner, and Weldon	
<u>HB 792</u>	Education - Collective Bargaining - Topics of Negotiation	
Sponsored By	Delegates Rice, Ali, Barkley, Cane, Glenn, Howard, Hucker, Kaiser, Lee, Levi, Manno, Montgomery, Olszewski, Pena-Melnyk, Reznik, Schuler, Valderrama, Vaughn, Waldstreicher, Cardin, Frick, Gilchrist, Ivey, Murphy, Ross, and Walker	
Synopsis	Including the discipline and discharge of an employee for just cause among the matters about which a public school employer must meet and negotiate with a specified employee organization on request; repealing the public school employer's authority to negotiate due process for discipline and discharge with a specified employee organization under specified circumstances; etc.	
<u>HB 1243</u>	Fairness in Negotiations Act	
Sponsored By	Delegates Hixson, Ali, Barkley, Bobo, Bronrott, G. Clagett, Conaway, Dumais, Feldman, Gaines, Harrison, Haynes, Healey, Hubbard, Hucker, Ivey, Jones, Kirk, Kramer, Lee, Levi, Levy, Manno, McHale, Minnick, Montgomery, Proctor, Ramirez, Rice, Riley, Robinson, Taylor, Vaughn, and Waldstreicher	
Committee Assignments	House: Ways and Means	









<u>HB 1259</u>	Building Opportunities for All Students and Teachers (BOAST) in Maryland Tax Credit	
Sponsored By	Delegates Proctor, Vallario, Anderson, Aumann, Bartlett, Bates, Beidle, Bohanan, Boteler, Burns, Conaway, Conway, Davis, DeBoy, Donoghue, Doory, Eckardt, Elmore, Frank, Frush, Gaines, George, Haddaway, Hammen, Haynes, Heller, Holmes, Hubbard, Ivey, Jameson, Jennings, Kach, King, Kipke, Krebs, Krysiak, Levi, Malone, Mathias, McConkey, McHale, Minnick, Myers, O'Donnell, Robinson, Shank, Shewell, Sophocleus, Sossi, Stocksdale, Stukes, Stull, Tarrant, V. Turner, Valderrama, Vaughn, Walker, and Wood	
<u>HB 1329</u>	State Aid for Education - Full-Time Equivalent Enrollment - Calculation	
Sponsored By	Delegate Stocksdale	
<u>HB 1396</u>	Higher Education - Student Financial Assistance - Dually Enrolled Students	
Sponsored By	Chair, Ways and Means Committee (By Request - Departmental - Higher Education Commission)	
Synopsis	Altering the definition of "criminal gang" to include a group or association whose members meet specified criteria; adding a definition of "criminal gang member"; altering the list of underlying crimes for criminal gang activity; altering and adding to a specified prohibition on being a criminal gang member or participating in a criminal gang; etc.	
<u>HB 1502</u>	Prince George's County - Board of Education - Financial Literacy Curriculum Content PG 418-09	
Sponsored By	Prince George's County Delegation	
<u>HB 1543</u>	Education - Public Schools - Virtual Schools	
Sponsored By	Delegates Boteler and Kach	
<u>HB 1549</u>	Education Funding - Thornton Formula - Evaluation	
Sponsored By	Delegates Hixson, Barve, Frick, Gilchrist, Kaiser, and Rice	






<u>HB 1558</u>	Student Stigma Act	
Sponsored By	Delegates Sophocleus, Carr, Haynes, Howard, Montgomery, Riley, and Shank	

Maryland State Board of Education
2009 Legislative Synopsis
Senate Bills
Total Number of Bills: 36



<u>SB 15</u>	School Construction - Pedestrian and Bicycle Trail Enhancements - Funding	
Sponsored By	Senator Rosapepe	
<u>SB 16</u>	Baltimore City and Prince George's County - Organization of Parents and Teachers - Matching Fund	
Sponsored By	Senator Conway	
Synopsis	Renaming the Parent-Teacher Association Matching Fund Pilot Program to be the Organization of Parents and Teachers Matching Fund Pilot Program; clarifying the purpose of the Program and the eligibility for the Program; requiring a report to be submitted to the Senate Education, Health, and Environmental Affairs Committee; etc.	
<u>SB 24</u>	Public Schools - State Aid for School Construction - Planning and Design Costs	
Sponsored By	Senator Peters	
<u>SB 29</u>	Talbot County - School Buses - Length of Operation	
Sponsored By	Senator Colburn	
Synopsis	Increasing to 15 years the length of time a school bus may be operated in Talbot County.	
<u>SB 35</u>	Creation of a State Debt - Talbot County - Family Support Center	
Sponsored By	Senator Colburn	
<u>SB 40</u>	Sales and Use Tax - Snack Tax	
Sponsored By	Senator Harrington	

<u>SB 41</u>	Higher Education - Tuition Charges - Maryland High School Students	
Sponsored By	Senator Harrington	
<u>SB 100</u>	Public Schools and Child Care Centers - Artificial Color Additives - Prohibition	
Sponsored By	Senator Stone	
<u>SB 111</u>	Public Health - Food Allergen Labeling - Vending Machines	
Sponsored By	Senator Stone	
<u>SB 121</u>	Child Protection - Mandatory Reporting of Children Regularly in Contact with Persons Convicted of Child Sexual Abuse	
Sponsored By	Senators Kelley, Astle, Brochin, Colburn, Conway, Currie, Della, Dyson, Forehand, Glassman, Jones, Lenett, Madaleno, Middleton, Robey, and Stone	
<u>SB 124</u>	Office of Administrative Hearings - Contested Cases - Time Limit	
Sponsored By	Senator Brochin	
<u>SB 139</u>	Education - High School Assessment Requirement	
Sponsored By	Senator Muse	
<u>SB 189</u>	Vehicle Laws - School Buses and Former School Buses - Seat Belts	
Sponsored By	Senator Simonaire	
<u>SB 234</u>	Status as of April 6, 2009: Bill is in the Senate - Returned Passed	
Sponsored By	Senators King, Conway, Currie, Della, Exum, Harrington, Jones, Kasemeyer, Lenett, Madaleno, Peters, Pugh, Raskin, and Robey	
Synopsis	Education - Maryland's Preschool for All Business Plan - Final Report Requirements	
Committee Assignments	Senate: Budget and Taxation and Education Health and Environmental Affairs House: Ways and Means	

<u>SB 235</u>	Education - MDK12 Digital Library	
Sponsored By	Senators King, Astle, DeGrange, Garagiola, Klausmeier, Lenett, Robey, Rosapepe, and Harrington	
Synopsis	Establishing the MDK12 Digital Library in the Maryland State Department of Education; establishing a steering committee within the MDK12 Digital Library; establishing the membership of the steering committee; establishing the membership of the MDK12 Digital Library, subject to specified limitations; etc.	
<u>SB 241</u>	Education - Suspension and Expulsion Procedures - Attendance-Related Offenses	
Sponsored By	Senators Pugh, Conway, Harrington, Kelley, Muse, and Pinsky	
Synopsis	Prohibiting a principal from suspending or expelling a student from school solely for attendance-related offenses; and establishing an exception for in-school suspensions for attendance-related offenses.	
<u>SB 257</u>	Interstate Compact on Educational Opportunity for Military Children	
Sponsored By	The President (By Request - Administration) and Senators Astle, Colburn, Dyson, Edwards, Forehand, Garagiola, Lenett, Peters, Robey, Simonaire, and Stone	
Synopsis	Establishing, through an Interstate Compact with specified member states, the Interstate Compact on Educational Opportunity for Military Children for specified purposes; etc.	
<u>SB 315</u>	Task Force on the Correlation Between Population Size of Middle and High Schools and Academic Achievement	
Sponsored By	Senator Mooney	
<u>SB 340</u>	Education - High School Diploma - GED Options Program	
Sponsored By	Senators Pugh, Conway, Garagiola, Gladden, Harrington, Kelley, Lenett, McFadden, and Muse	