
By: **Delegates Krebs, Aumann, Bates, Bromwell, Cadden, G. Clagett, Cryor, DeBoy, Dwyer, Elliott, Feldman, Frank, Fulton, Haddaway, Hogan, Impallaria, King, Leopold, Love, Miller, Minnick, Parrott, Pendergrass, Sossi, Stull, and Taylor**

Introduced and read first time: January 19, 2004

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Reportable Offenses in Public Schools - Arrest of Student**

3 FOR the purpose of expanding the list of offenses for which a law enforcement agency
4 making an arrest of a child enrolled in a public school system is required to
5 notify the local superintendent to include certain offenses involving burglary of
6 school property and willful damage to or defacement of school property; and
7 generally relating to arrests for reportable offenses.

8 BY repealing and reenacting, with amendments,
9 Article - Education
10 Section 7-303(a)
11 Annotated Code of Maryland
12 (2001 Replacement Volume and 2003 Supplement)

13 BY repealing and reenacting, without amendments,
14 Article - Education
15 Section 7-303(b) and (c)
16 Annotated Code of Maryland
17 (2001 Replacement Volume and 2003 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article - Education**

21 7-303.

22 (a) (1) In this section the following words have the meanings indicated.

23 (2) "Law enforcement agency" means the law enforcement agencies
24 listed in § 3-101(e) of the Public Safety Article.

1 (3) "Local school system" means the schools and school programs under
2 the supervision of the local superintendent.

3 (4) "Local superintendent" means the county superintendent, for the
4 county in which a child is enrolled, or a designee of the superintendent, who is an
5 administrator.

6 (5) "Reportable offense" means:

7 (i) A crime of violence, as defined in § 14-101 of the Criminal Law
8 Article;

9 (ii) Any of the offenses enumerated in § 3-8A-03(d)(4) of the Courts
10 Article;

11 (iii) A violation of § 4-101, § 4-102, § 4-203, or § 4-204 of the
12 Criminal Law Article;

13 (iv) A violation of §§ 5-602 through 5-609, §§ 5-612 through 5-614,
14 § 5-617, § 5-618, § 5-627, or § 5-628 of the Criminal Law Article; [or]

15 (v) A violation of § 4-503, § 9-504, or § 9-505 of the Criminal Law
16 Article;

17 (VI) A BURGLARY OF A PUBLIC SCHOOL UNDER §§ 6-201 THROUGH
18 6-206 OF THE CRIMINAL LAW ARTICLE; OR

19 (VII) AN OFFENSE UNDER § 26-102(E)(3) OF THIS ARTICLE.

20 (b) If a child enrolled in the public school system is arrested for a reportable
21 offense, the law enforcement agency making the arrest shall notify the local
22 superintendent of the arrest and the charges within 24 hours of the arrest or as soon
23 as practicable.

24 (c) The State's Attorney shall promptly notify the local superintendent of the
25 disposition of the reportable offense required to be reported under subsection (b) of
26 this section.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2004.