
By: **Delegates Marriott, Cryor, Healey, Heller, Hubbard, Jones, King, and
Patterson**

Introduced and read first time: February 13, 2004

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 27, 2004

CHAPTER 222

1 AN ACT concerning

2 **Education - Positive Behavioral Interventions and Support Program**

3 FOR the purpose of requiring a county board of education and the Board of School

4 Commissioners of Baltimore City to require certain elementary schools to

5 implement a Positive Behavioral Interventions and Support Program or a

6 certain alternative program under certain circumstances; defining a certain

7 term; requiring the State Board of Education to adopt certain regulations; and

8 generally relating to the Positive Behavioral Interventions and Support

9 Program.

10 BY adding to

11 Article - Education

12 Section 7-304.1

13 Annotated Code of Maryland

14 (2001 Replacement Volume and 2003 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Education**

18 7-304.1.

19 (A) IN THIS SECTION, "POSITIVE BEHAVIORAL INTERVENTIONS AND SUPPORT

20 PROGRAM" MEANS THE RESEARCH-BASED, SYSTEMS APPROACH METHOD ADOPTED

21 BY THE STATE BOARD TO BUILD CAPACITY AMONG SCHOOL STAFF TO ADOPT AND

1 SUSTAIN THE USE OF POSITIVE, EFFECTIVE PRACTICES TO CREATE LEARNING
2 ENVIRONMENTS WHERE TEACHERS CAN TEACH AND STUDENTS CAN LEARN.

3 (B) EACH COUNTY BOARD OF EDUCATION AND THE BOARD OF SCHOOL
4 COMMISSIONERS OF BALTIMORE CITY SHALL REQUIRE AN ELEMENTARY SCHOOL
5 THAT HAS A SUSPENSION RATE THAT EXCEEDS ~~20~~ 18 PERCENT OF THE ELEMENTARY
6 SCHOOL'S ENROLLMENT TO IMPLEMENT:

7 (1) A POSITIVE BEHAVIORAL INTERVENTIONS AND SUPPORT PROGRAM;
8 OR

9 (2) AN ALTERNATIVE BEHAVIORAL MODIFICATION PROGRAM IN
10 COLLABORATION WITH THE DEPARTMENT.

11 (C) THE STATE BOARD SHALL ADOPT REGULATIONS TO IMPLEMENT THE
12 PROVISIONS OF THIS SECTION.

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