

HOUSE BILL 439

F1, F5

EMERGENCY BILL

0lr2668
CF SB 452

By: **Delegates Kaiser, Cardin, Ivey, Olszewski, Rice, Stukes, and Walker**

Introduced and read first time: January 29, 2010

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 24, 2010

CHAPTER _____

1 AN ACT concerning

2 **Education – Innovative School Scheduling Models – Low-Performing and**
3 **At-Risk Public Schools**

4 FOR the purpose of requiring the State Board of Education to explore the use of
5 certain school scheduling models in certain schools; requiring the State Board to
6 encourage certain county boards of education to use certain school scheduling
7 models in certain schools; ~~requiring the State of Maryland to include the~~
8 ~~funding of certain scheduling models in certain schools as part of the State's~~
9 ~~application to the United States Department of Education for the Race to the~~
10 ~~Top Fund~~; making this Act an emergency measure; and generally relating to the
11 use of innovative school scheduling models in low-performing and at-risk
12 public schools.

13 BY repealing and reenacting, without amendments,
14 Article – Education
15 Section 7-103(e)
16 Annotated Code of Maryland
17 (2008 Replacement Volume and 2009 Supplement)

18 BY adding to
19 Article – Education
20 Section 7-103.1
21 Annotated Code of Maryland
22 (2008 Replacement Volume and 2009 Supplement)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



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

3 **Article – Education**

4 7–103.

5 (e) (1) The county boards of Allegany, Anne Arundel, Calvert, Howard,
6 and Montgomery counties, and the Board of School Commissioners of Baltimore City,
7 may elect to operate one or more schools within the county or Baltimore City on a
8 year–round basis, provided that the 180–day and the minimum hour requirements
9 under this section are met.

10 (2) Nothing in this section precludes a county board from conducting a
11 year–round pilot study or program that is funded by the county board.

12 **7–103.1.**

13 (A) **THE STATE BOARD SHALL EXPLORE THE USE OF INNOVATIVE**
14 **SCHOOL SCHEDULING MODELS, INCLUDING EXTENDED YEAR, YEAR–ROUND**
15 **SCHOOLING, OR OTHER SCHOOL SCHEDULING MODELS THAT DO NOT ALLOW**
16 **FOR PROLONGED LAPSES IN INSTRUCTIONAL TIME, IN LOW–PERFORMING OR**
17 **AT–RISK PUBLIC SCHOOLS.**

18 (B) **THE STATE BOARD SHALL ENCOURAGE COUNTY BOARDS TO USE**
19 **THESE THE SCHOOL SCHEDULING MODELS THAT ARE DETERMINED TO BE MOST**
20 **EFFECTIVE IN ENHANCING STUDENT ACHIEVEMENT IN LOW–PERFORMING OR**
21 **AT–RISK PUBLIC SCHOOLS.**

22 ~~SECTION 2. AND BE IT FURTHER ENACTED, That the State of Maryland~~
23 ~~shall include the funding of grants, pilot programs, and other economic incentives and~~
24 ~~implementation costs of extended year, year round, and other innovative school~~
25 ~~scheduling models that do not allow for prolonged lapses in instructional time in~~
26 ~~low performing or at risk public schools as part of the State's application to the~~
27 ~~United States Department of Education for the Race to the Top Fund, authorized~~
28 ~~under the American Recovery and Reinvestment Act of 2009.~~

29 SECTION ~~2~~ 2. AND BE IT FURTHER ENACTED, That this Act is an
30 emergency measure, is necessary for the immediate preservation of the public health
31 or safety, has been passed by a yea and nay vote supported by three–fifths of all the
32 members elected to each of the two Houses of the General Assembly, and shall take
33 effect from the date it is enacted.