

HOUSE BILL 1393

F1

3lr3123

By: **Delegates O'Donnell and Serafini**

Introduced and read first time: February 14, 2013

Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools – Student Work Product – Claim of Copyright Prohibited**

3 FOR the purpose of prohibiting a county board of education from claiming ownership
4 rights, property rights, or the copyright to the student work product of certain
5 students in certain public schools; defining a certain term; and generally
6 relating to the prohibition on claiming copyright of student work product in
7 public schools.

8 BY adding to

9 Article – Education

10 Section 4–128

11 Annotated Code of Maryland

12 (2008 Replacement Volume and 2012 Supplement)

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

15 **Article – Education**

16 **4–128.**

17 **(A) (1) IN THIS SECTION, “STUDENT WORK PRODUCT” MEANS THE**
18 **WORK CREATED BY AN INDIVIDUAL WHILE ENROLLED AS A STUDENT AT A**
19 **PUBLIC SCHOOL IN THE STATE.**

20 **(2) “STUDENT WORK PRODUCT” INCLUDES:**

21 **(I) WRITTEN REPORTS, ESSAYS, TESTS, AND HOMEWORK;**

22 **(II) PERSONAL CLASS NOTES;**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(III) ART PROJECTS; AND**

2 **(IV) COMPUTER SOFTWARE.**

3 **(B) A COUNTY BOARD MAY NOT CLAIM OWNERSHIP RIGHTS, PROPERTY**
4 **RIGHTS, OR THE COPYRIGHT TO THE STUDENT WORK PRODUCT OF A STUDENT**
5 **ENROLLED IN A PUBLIC SCHOOL UNDER THE JURISDICTION OF THE COUNTY**
6 **BOARD.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 July 1, 2013.