

# HOUSE BILL 1368

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By: **Delegate S. Howard**

Introduced and read first time: February 12, 2016

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Commission on Office Discipline Referrals in Anne Arundel County**  
3 **Public Schools**

4 FOR the purpose of establishing the Commission on Office Discipline Referrals in Anne  
5 Arundel County Public Schools; providing for the composition, chair, and staffing of  
6 the Commission; providing for the terms of the members of the Commission;  
7 prohibiting a member of the Commission from receiving certain compensation, but  
8 authorizing the reimbursement of certain expenses; requiring the Commission,  
9 beginning with a certain school year, to track office discipline referrals made in  
10 county schools; requiring the Anne Arundel County Board of Education, on or before  
11 a certain date each year, to submit to the Commission certain information on office  
12 discipline referrals made during the preceding school year; requiring the  
13 Commission, on or before a certain date, to review certain discipline guidelines,  
14 policies, regulations, and information, develop certain guidelines, make certain  
15 determinations, and develop recommendations on certain matters; requiring the  
16 Commission, on an ongoing basis, to continue to track office discipline referrals,  
17 monitor outcomes, and make recommendations on certain matters; requiring the  
18 Commission, on or before a certain date each year, to submit a certain report to the  
19 Anne Arundel County Board of Education, the Teachers Association of Anne Arundel  
20 County, the Anne Arundel County Executive, the Anne Arundel County Council, and  
21 the members of the Anne Arundel County delegation to the General Assembly;  
22 defining certain terms; specifying the terms of the initial members of the  
23 Commission; and generally relating to the Commission on Office Discipline Referrals  
24 in Anne Arundel County Public Schools.

25 BY adding to  
26 Article – Education  
27 Section 7–311  
28 Annotated Code of Maryland  
29 (2014 Replacement Volume and 2015 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 **Article – Education**

4 **7–311.**

5 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS  
6 INDICATED.

7 (2) “COMMISSION” MEANS THE COMMISSION ON OFFICE DISCIPLINE  
8 REFERRALS IN ANNE ARUNDEL COUNTY PUBLIC SCHOOLS.

9 (3) “COUNTY BOARD” MEANS THE ANNE ARUNDEL COUNTY BOARD  
10 OF EDUCATION.

11 (4) “OFFICE DISCIPLINE REFERRAL” MEANS A SCHOOL FORM THAT  
12 REFERS A STUDENT TO THE SCHOOL’S ADMINISTRATIVE OFFICE TO ACT ON A  
13 DISCIPLINARY MATTER.

14 (B) THERE IS A COMMISSION ON OFFICE DISCIPLINE REFERRALS IN ANNE  
15 ARUNDEL COUNTY PUBLIC SCHOOLS.

16 (C) THE COMMISSION CONSISTS OF THE FOLLOWING MEMBERS:

17 (1) TWO MEMBERS APPOINTED BY THE PRESIDENT OF THE COUNTY  
18 BOARD;

19 (2) TWO MEMBERS APPOINTED BY THE PRESIDENT OF THE  
20 TEACHERS ASSOCIATION OF ANNE ARUNDEL COUNTY, OF WHOM:

21 (I) ONE SHALL BE A MIDDLE SCHOOL TEACHER; AND

22 (II) ONE SHALL BE A HIGH SCHOOL TEACHER;

23 (3) TWO MEMBERS APPOINTED BY THE PRESIDENT OF THE  
24 ASSOCIATION OF EDUCATIONAL LEADERS, OF WHOM:

25 (I) ONE SHALL BE AN ADMINISTRATOR OF A MIDDLE SCHOOL;  
26 AND

27 (II) ONE SHALL BE AN ADMINISTRATOR OF A HIGH SCHOOL;

1           **(4) TWO MEMBERS APPOINTED BY THE PRESIDENT OF THE ANNE**  
2 **ARUNDEL COUNTY COUNCIL OF PTAS;**

3           **(5) TWO MEMBERS APPOINTED BY THE ANNE ARUNDEL COUNTY**  
4 **EXECUTIVE; AND**

5           **(6) TWO MEMBERS APPOINTED BY THE ANNE ARUNDEL COUNTY**  
6 **COUNCIL.**

7           **(D) (1) THE TERM OF A MEMBER IS 3 YEARS.**

8           **(2) THE TERMS OF MEMBERS ARE STAGGERED AS REQUIRED BY THE**  
9 **TERMS PROVIDED FOR MEMBERS OF THE COMMISSION ON JULY 1, 2016.**

10           **(3) AT THE END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL**  
11 **A SUCCESSOR IS APPOINTED AND QUALIFIES.**

12           **(4) A MEMBER WHO IS APPOINTED AFTER A TERM HAS BEGUN SERVES**  
13 **ONLY FOR THE REST OF THE TERM AND UNTIL A SUCCESSOR IS APPOINTED AND**  
14 **QUALIFIES.**

15           **(E) (1) THE COMMISSION SHALL ELECT A CHAIR FROM AMONG THE**  
16 **MEMBERS OF THE COMMISSION.**

17           **(2) THE COUNTY BOARD SHALL PROVIDE STAFF FOR THE**  
18 **COMMISSION.**

19           **(3) A MEMBER OF THE COMMISSION:**

20                   **(I) MAY NOT RECEIVE COMPENSATION AS A MEMBER OF THE**  
21 **COMMISSION; BUT**

22                   **(II) IS ENTITLED TO REIMBURSEMENT FOR EXPENSES UNDER**  
23 **THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE**  
24 **BUDGET.**

25           **(F) (1) BEGINNING WITH THE 2016–2017 SCHOOL YEAR, THE**  
26 **COMMISSION SHALL TRACK OFFICE DISCIPLINE REFERRALS MADE IN COUNTY**  
27 **SCHOOLS.**

28           **(2) ON OR BEFORE SEPTEMBER 1, 2017, AND EACH YEAR**  
29 **THEREAFTER, THE COUNTY BOARD SHALL SUBMIT TO THE COMMISSION**

1 INFORMATION ON OFFICE DISCIPLINE REFERRALS MADE DURING THE PRECEDING  
2 SCHOOL YEAR.

3 (3) THE INFORMATION REQUIRED TO BE SUBMITTED UNDER  
4 PARAGRAPH (2) OF THIS SUBSECTION:

5 (I) SHALL BE SORTED BY GRADE AND TYPE OF INFRACTION  
6 AND SHALL INCLUDE:

7 1. THE TOTAL NUMBER OF REFERRALS FOR EACH  
8 CATEGORY;

9 2. THE NUMBER OF REFERRALS INVOLVING REPEAT  
10 OFFENDERS;

11 3. THE MEASURES TAKEN IN RESPONSE TO THE  
12 REFERRALS; AND

13 4. THE OUTCOMES OF THE MEASURES TAKEN IN  
14 RESPONSE TO THE REFERRALS; AND

15 (II) MAY NOT INCLUDE ANY STUDENT IDENTITY INFORMATION.

16 (G) (1) ON OR BEFORE DECEMBER 31, 2018, THE COMMISSION SHALL:

17 (I) REVIEW THE DISCIPLINE GUIDELINES ESTABLISHED BY  
18 THE STATE BOARD AND THE DISCIPLINE POLICIES AND REGULATIONS  
19 ESTABLISHED BY THE COUNTY BOARD;

20 (II) REVIEW THE INFORMATION SUBMITTED UNDER  
21 SUBSECTION (F) OF THIS SECTION FOR THE 2016–2017 AND 2017–2018 SCHOOL  
22 YEARS;

23 (III) DEVELOP SPECIFIC GUIDELINES REGARDING THE  
24 IMPLEMENTATION OF ADDITIONAL MITIGATION MEASURES, INCLUDING MEASURES  
25 TO ADDRESS MULTIPLE INCIDENTS INVOLVING THE SAME INDIVIDUALS;

26 (IV) DETERMINE WHETHER ANY OTHER CHANGES TO EXISTING  
27 STANDARDS, POLICIES, OR PROCEDURES ARE NEEDED; AND

28 (V) DEVELOP RECOMMENDATIONS REGARDING ANY  
29 NECESSARY CHANGES.

1           **(2) ON AN ONGOING BASIS, THE COMMISSION SHALL CONTINUE TO**  
2 **TRACK OFFICE DISCIPLINE REFERRALS, MONITOR OUTCOMES, AND RECOMMEND**  
3 **CHANGES TO THE COUNTY BOARD'S STANDARDS, POLICIES, AND PROCEDURES.**

4           **(H) ON OR BEFORE DECEMBER 31, 2018, AND EACH YEAR THEREAFTER,**  
5 **THE COMMISSION SHALL SUBMIT A REPORT ON ITS FINDINGS AND**  
6 **RECOMMENDATIONS TO THE COUNTY BOARD, THE TEACHERS ASSOCIATION OF**  
7 **ANNE ARUNDEL COUNTY, THE ANNE ARUNDEL COUNTY EXECUTIVE, THE ANNE**  
8 **ARUNDEL COUNTY COUNCIL, AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE**  
9 **GOVERNMENT ARTICLE, THE MEMBERS OF THE ANNE ARUNDEL COUNTY**  
10 **DELEGATION TO THE GENERAL ASSEMBLY.**

11           SECTION 2. AND BE IT FURTHER ENACTED, That the terms of the initial  
12 members of the Commission on Office Discipline Referrals in Anne Arundel County Public  
13 Schools shall expire as follows:

- 14           (1) four members in 2017;
- 15           (2) four members in 2018; and
- 16           (3) four members in 2019.

17           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
18 1, 2016.