

SB0943/754937/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 943
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Family Child Care Homes and Child Care Centers” and substitute “Children With Disabilities and Child Care Providers”; strike line 3 in its entirety; strike beginning with “Board” in line 4 down through “State” in line 10 and substitute “Department of Education to develop a dispute resolution process to be used by families of children with disabilities and child care providers for resolving complaints of discrimination based on a child’s disability; requiring the Department, in developing the specific components of the dispute resolution process, to convene a workgroup that includes representatives of certain entities; requiring the dispute resolution process to include certain components; authorizing the dispute resolution process to include certain components; requiring the Department to submit a certain report to the General Assembly on or before a certain date; and generally relating to the State Department of Education and a process for resolving disputes regarding the care of children with disabilities”; and strike in their entirety lines 11 through 20, inclusive.

AMENDMENT NO. 2

On page 1, in line 22, strike “the Laws of Maryland read as follows”; and after line 22, insert:

“(a) The State Department of Education shall develop a dispute resolution process to be used by families of children with disabilities and child care providers for resolving complaints of discrimination based on a child’s disability.

(b) In developing the specific components of the dispute resolution process required under subsection (a) of this section, the Department shall convene a workgroup that includes:

(1) at least one representative from:

(Over)

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Child Care;

(i) the State Department of Education, including the Office of

(ii) Disability Rights Maryland;

(iii) the Maryland Developmental Disabilities Council; and

(iv) Maryland Family Network;

(2) at least three child care providers, or child care associations, representing different child care settings; and

(3) any other stakeholders the workgroup considers necessary.

(c) The dispute resolution process shall include:

(1) a process for investigating complaints;

(2) a written report on the findings of an investigation; and

(3) if there is a finding of discrimination on the basis of disability, a resolution of the complaint that includes:

(i) an agreement with the child care provider detailing the requirements for remedying the violations; and

(ii) appropriate remedies that support children with disabilities, their families, and the child care provider.

(d) The dispute resolution process may include:

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- (1) an ombudsman;
- (2) mediation;
- (3) other appropriate informal resolution processes; or
- (4) partnerships with other relevant State agencies.

(e) On or before October 1, 2017, the State Department of Education shall submit to the General Assembly, in accordance with § 2-1246 of the State Government Article, a report that includes:

(1) the dispute resolution process developed by the workgroup in accordance with the provisions of this Act; and

(2) draft legislation or regulations to implement the dispute resolution process developed by the workgroup.”.

On pages 1 through 7, strike in their entirety the lines beginning with line 23 on page 1 through line 16 on page 7, inclusive.

On page 7, in line 17, strike “3.” and substitute “2.”; and in the same line, strike “July” and substitute “June”.