

**HB1300/533225/1**

BY: Delegate M. Fisher

AMENDMENTS TO HOUSE BILL 1300  
(First Reading File Bill – Committee Reprint)

AMENDMENT NO. 1

On page 3, in line 22, after “duties;” insert “providing alternative school options for students who attend failing schools; establishing the Broadening Options and Opportunities for Students Today Program;”.

On page 5, in line 27, strike “7-127” and substitute “7-128”.

AMENDMENT NO. 2

On page 139, after line 23, insert:

“7-128.

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

(2) “ALTERNATIVE SCHOOL” MEANS:

(i) A PUBLIC SCHOOL THAT IS NOT A FAILING SCHOOL IN THE SAME COUNTY; OR

(ii) A NONPUBLIC SCHOOL.

(3) “FAILING SCHOOL” MEANS A SCHOOL THAT HAS BEEN GIVEN ONE STAR UNDER THE STAR RATING SYSTEM FOR AT LEAST THE PRIOR 3 CONSECUTIVE SCHOOL YEARS.

(Over)

(4) "PROGRAM" MEANS THE BROADENING OPTIONS AND OPPORTUNITIES FOR STUDENTS TODAY PROGRAM.

(5) "STAR RATING SYSTEM" MEANS THE SYSTEM THAT AWARDS A SCORE TO A PUBLIC SCHOOL UNDER THE STATE ACCOUNTABILITY SYSTEM ADOPTED BY THE STATE BOARD AS REQUIRED BY THE FEDERAL EVERY STUDENT SUCCEEDS ACT.

(6) "TOTAL PER PUPIL AMOUNT" MEANS THE COUNTY BOARD PER PUPIL SPENDING FOR THE EDUCATION AID PROGRAMS UNDER THIS SUBTITLE.

(B) (1) ON OR BEFORE JANUARY 1 EACH YEAR, AND BASED ON THE STAR RATINGS RELEASED DURING THE IMMEDIATELY PRECEDING DECEMBER, EACH COUNTY BOARD SHALL PROVIDE THE FOLLOWING INFORMATION TO THE PARENT OR LEGAL GUARDIAN OF EACH STUDENT WHO ATTENDS A FAILING SCHOOL:

(I) NOTIFICATION THAT THE SCHOOL IS A FAILING SCHOOL;

AND

(II) A LIST OF AVAILABLE ALTERNATIVE SCHOOL OPTIONS.

(2) A SCHOOL SHALL CONTINUE TO BE DESIGNATED A FAILING SCHOOL UNTIL THE SCHOOL RECEIVES AT LEAST A TWO-STAR RATING FOR 2 CONSECUTIVE SCHOOL YEARS.

(C) (1) A STUDENT ATTENDING A FAILING SCHOOL SHALL BE PROVIDED THE OPPORTUNITY TO ATTEND AN ALTERNATIVE SCHOOL.

**(2) ON OR BEFORE APRIL 1 OF THE YEAR IN WHICH A PARENT OR LEGAL GUARDIAN RECEIVES INFORMATION UNDER SUBSECTION (B) OF THIS SECTION, THE PARENT OR LEGAL GUARDIAN OF THE STUDENT SHALL NOTIFY THE COUNTY BOARD OF THE STUDENT'S DECISION TO:**

**(I) CONTINUE ATTENDING THE CURRENT SCHOOL; OR**

**(II) ATTEND A PARTICULAR ALTERNATIVE SCHOOL.**

**(D) (1) THERE IS A BROADENING OPTIONS AND OPPORTUNITIES FOR STUDENTS TODAY PROGRAM.**

**(2) THE PURPOSE OF THE PROGRAM IS TO PROVIDE:**

**(I) SCHOLARSHIPS FOR STUDENTS WHO ARE ELIGIBLE FOR THE FREE AND REDUCED PRICE LUNCH PROGRAM TO ATTEND A NONPUBLIC SCHOOL; AND**

**(II) RIGHT TO LEARN SCHOLARSHIPS FOR STUDENTS WHO ATTEND A FAILING SCHOOL AND CHOOSE TO ATTEND A NONPUBLIC SCHOOL.**

**(3) THE DEPARTMENT SHALL ADMINISTER THE PROGRAM.**

**(4) (I) FOR EACH STUDENT WHO RECEIVES A RIGHT TO LEARN SCHOLARSHIP UNDER THE PROGRAM, THE APPLICABLE COUNTY BOARD SHALL REMIT FUNDS TO THE DEPARTMENT EQUAL TO THE TOTAL PER PUPIL AMOUNT.**

**(II) THE DEPARTMENT SHALL RETURN ANY UNUSED FUNDS REMITTED UNDER THIS PARAGRAPH TO THE COUNTY BOARD.**

(Over)

**(5) THE DEPARTMENT SHALL ADOPT REGULATIONS TO CARRY OUT THE PROVISIONS OF THIS SUBSECTION.”**