

HOUSE BILL 1468

F1, O4, D4

0lr2885

By: **Delegates Long, Buckel, Hornberger, Krebs, Malone, McComas, and Reilly**
Introduced and read first time: February 7, 2020
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Student Behavior – Parent Notice and Required Counseling**
3 **(Parent Accountability Act)**

4 FOR the purpose of establishing that it is unlawful for a parent or guardian of a student in
5 a public school to fail to seek and participate in counseling with their child after
6 receiving notice under certain provisions of law of certain violent and disruptive
7 behavior; authorizing a court to order a certain parent or guardian of a student to
8 perform certain community service; requiring a public school principal to provide
9 certain notice to the parent or guardian of a student who engages in a certain number
10 of incidents of violent and disruptive behavior in a certain location during a certain
11 time period; specifying the contents of the notice; and generally relating to violent
12 and disruptive behavior of students in public schools.

13 BY adding to
14 Article – Courts and Judicial Proceedings
15 Section 3–8A–30.1
16 Annotated Code of Maryland
17 (2013 Replacement Volume and 2019 Supplement)

18 BY adding to
19 Article – Education
20 Section 7–304.2
21 Annotated Code of Maryland
22 (2018 Replacement Volume and 2019 Supplement)

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

25 **Article – Courts and Judicial Proceedings**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **3-8A-30.1.**

2 (A) IT IS UNLAWFUL FOR A PARENT OR GUARDIAN OF A STUDENT, AFTER
3 RECEIVING NOTICE UNDER § 7-304.2 OF THE EDUCATION ARTICLE OF THEIR
4 CHILD'S VIOLENT AND DISRUPTIVE BEHAVIOR ON SCHOOL PREMISES OR DURING
5 SCHOOL-RELATED ACTIVITIES, TO FAIL TO SEEK AND PARTICIPATE IN COUNSELING
6 WITH THEIR CHILD.

7 (B) A PARENT OR GUARDIAN CONVICTED UNDER THIS SECTION MAY BE
8 ORDERED BY THE COURT TO PERFORM COMMUNITY SERVICE AS DETERMINED BY
9 THE COURT.

10 **Article - Education**

11 **7-304.2.**

12 (A) (1) IF A STUDENT IN A PUBLIC SCHOOL ENGAGES IN TWO OR MORE
13 INCIDENTS OF VIOLENT AND DISRUPTIVE BEHAVIOR ON SCHOOL PREMISES OR
14 DURING SCHOOL-RELATED ACTIVITIES DURING A SCHOOL YEAR, THE SCHOOL
15 PRINCIPAL SHALL PROVIDE WRITTEN NOTICE TO THE PARENT OR GUARDIAN OF THE
16 STUDENT REGARDING THE STUDENT'S BEHAVIOR.

17 (2) THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS
18 SUBSECTION SHALL ADDITIONALLY:

19 (I) REQUIRE THE PARENT OR GUARDIAN OF THE STUDENT TO
20 SEEK AND PARTICIPATE IN COUNSELING WITH THE STUDENT;

21 (II) ADVISE THAT FAILURE TO SEEK AND PARTICIPATE IN
22 COUNSELING WITH THE STUDENT IS UNLAWFUL UNDER § 3-8A-30.1 OF THE
23 COURTS ARTICLE AND HAS POTENTIAL CONSEQUENCES;

24 (III) INCLUDE REFERRALS TO COMMUNITY RESOURCES AND
25 OTHER APPROPRIATE COUNSELING SERVICES; AND

26 (IV) INCLUDE INFORMATION REGARDING ANY PROGRAM
27 ESTABLISHED BY THE COUNTY BOARD UNDER § 7-304 OF THIS SUBTITLE.

28 (B) A STUDENT'S PARENT OR GUARDIAN WHO RECEIVES NOTICE UNDER
29 THIS SECTION IS SUBJECT TO THE PROVISIONS OF § 3-8A-30.1 OF THE COURTS
30 ARTICLE.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
32 1, 2020.