

SENATE BILL 830

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CF HB 1022

By: **Senators McCray, Carter, Elfreth, Hayes, Lee, Smith, Sydnor, and Washington**
Introduced and read first time: February 3, 2020
Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Alternative Schools – Reporting Requirements**

3 FOR the purpose of requiring each county board of education, beginning in a certain school
4 year, to report certain data and information for certain alternative schools within its
5 jurisdiction to the State Department of Education; requiring the Department, on or
6 before a certain date each year, beginning in a certain year, to report certain data
7 and information to the Governor and the General Assembly; defining a certain term;
8 and generally relating to reports on alternative schools in the State.

9 BY adding to

10 Article – Education
11 Section 7–125
12 Annotated Code of Maryland
13 (2018 Replacement Volume and 2019 Supplement)

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

16 **Article – Education**

17 **7–125.**

18 **(A) IN THIS SECTION, “ALTERNATIVE SCHOOL” MEANS:**

19 **(1) ANY PROGRAM, INCLUDING ONLINE AND HOME–BASED**
20 **INSTRUCTION, OR SCHOOL ESTABLISHED FOR STUDENTS WHO:**

21 **(i) EXHIBIT DISRUPTIVE CLASSROOM BEHAVIOR AS**
22 **REFERENCED IN § 7–304 OF THIS TITLE;**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (II) HAVE BEEN SUSPENDED OR EXPELLED IN ACCORDANCE
2 WITH § 7-305 OF THIS TITLE;

3 (III) HAVE BEEN ARRESTED FOR A REPORTABLE OFFENSE IN
4 ACCORDANCE WITH § 7-303 OF THIS TITLE; OR

5 (IV) HAVE BEEN REMOVED TO AN INTERIM ALTERNATIVE
6 EDUCATIONAL SETTING IN ACCORDANCE WITH FEDERAL AND STATE LAWS AND
7 REGULATIONS; AND

8 (2) ANY OTHER PROGRAM, INCLUDING ONLINE AND HOME-BASED
9 INSTRUCTION, OR SCHOOL ESTABLISHED TO EDUCATE STUDENTS EXHIBITING
10 CHALLENGING BEHAVIORS AND OPERATED BY OR IN ACCORDANCE WITH A
11 CONTRACT WITH A COUNTY BOARD OR COUNTY SUPERINTENDENT, REGARDLESS OF
12 WHETHER THE PROGRAM OR SCHOOL IS LOCATED WITHIN A PUBLIC SCHOOL OR A
13 SEPARATE FACILITY.

14 (B) BEGINNING IN THE 2020-2021 SCHOOL YEAR, A COUNTY BOARD SHALL
15 REPORT THE FOLLOWING DATA AND INFORMATION FOR EACH ALTERNATIVE
16 SCHOOL WITHIN ITS JURISDICTION TO THE DEPARTMENT:

17 (1) NAME AND ADDRESS OF THE SCHOOL OR PROGRAM;

18 (2) WHETHER THE SCHOOL OR PROGRAM IS OPERATED BY A COUNTY
19 BOARD, COUNTY SUPERINTENDENT, OR ANOTHER ENTITY;

20 (3) STUDENT ENROLLMENT, DISAGGREGATED BY:

21 (I) GRADE;

22 (II) RACE;

23 (III) ETHNICITY;

24 (IV) GENDER;

25 (V) DISABILITY STATUS;

26 (VI) ENGLISH LANGUAGE LEARNER OR LIMITED ENGLISH
27 PROFICIENCY STATUS;

28 (VII) PREGNANT OR PARENTING STATUS;

1 (VIII) NUMBER OF DAYS OF ENROLLMENT; AND

2 (IX) REASON FOR ENROLLMENT;

3 (4) POLICIES AND GUIDANCE CONCERNING:

4 (I) THE PROCESS FOR PLACING AND ENROLLING STUDENTS AT
5 THE SCHOOL OR PROGRAM;

6 (II) THE PROCESS OR CRITERIA FOR DETERMINING WHEN
7 STUDENTS ARE ELIGIBLE TO RETURN TO THEIR REGULAR EDUCATION PROGRAM;
8 AND

9 (III) DISCIPLINE OF STUDENTS ENROLLED AT THE SCHOOL OR
10 PROGRAM;

11 (5) COMPLETE DOCUMENTATION OF EACH INSTANCE OF RESTRAINT
12 AND EACH INSTANCE OF SECLUSION AT THE SCHOOL OR PROGRAM, IN ACCORDANCE
13 WITH COMAR 13A.08.04.05 AND WITH IDENTIFYING STUDENT INFORMATION
14 REDACTED;

15 (6) ANY CONTRACT BETWEEN THE COUNTY BOARD OR COUNTY
16 SUPERINTENDENT AND ANOTHER ENTITY CONCERNING THE OPERATION OF THE
17 SCHOOL OR PROGRAM;

18 (7) A DESCRIPTION OF ALL COURSES OFFERED AT THE SCHOOL OR
19 PROGRAM, AND WHETHER THE COURSES ALLOW STUDENTS TO EARN CREDITS
20 TOWARD A MARYLAND HIGH SCHOOL DIPLOMA;

21 (8) A DESCRIPTION OF ALL MENTAL HEALTH SERVICES,
22 COUNSELING, SOCIAL-EMOTIONAL LEARNING CURRICULA AND SERVICES, AND
23 BEHAVIORAL SUPPORT SERVICES OFFERED BY THE SCHOOL OR PROGRAM;

24 (9) A LIST OF ALL INSTRUCTIONAL AND BEHAVIORAL SUPPORT STAFF
25 WHO WORKED AT THE SCHOOL OR PROGRAM WITHIN THE REPORTING PERIOD,
26 INCLUDING THE TITLES AND EDUCATIONAL CERTIFICATIONS OF EACH STAFF
27 MEMBER;

28 (10) AVERAGE STUDENT-TEACHER RATIO FOR CLASSROOMS WITHIN
29 THE SCHOOL OR PROGRAM;

30 (11) WEEKLY INSTRUCTIONAL HOURS OFFERED BY THE SCHOOL OR
31 PROGRAM;

1 **(12) TOTAL NUMBER OF SCHOOL DAYS IN THE YEAR OFFERED BY THE**
2 **SCHOOL OR PROGRAM;**

3 **(13) A DESCRIPTION OF HOW THE SCHOOL OR PROGRAM MEETS THE**
4 **NEEDS OF STUDENTS:**

5 **(I) WITH INDIVIDUALIZED EDUCATION PROGRAMS OR 504**
6 **PLANS IN ACCORDANCE WITH FEDERAL AND STATE LAWS AND REGULATIONS,**
7 **INCLUDING PROVISIONS RELATED TO:**

8 **1. SPECIAL EDUCATION;**

9 **2. RELATED SERVICES; AND**

10 **3. SUPPLEMENTARY AIDS, SERVICES, PROGRAM**
11 **MODIFICATIONS, AND SUPPORTS;**

12 **(II) WHO ARE ENGLISH LANGUAGE LEARNERS OR STUDENTS**
13 **WITH LIMITED ENGLISH PROFICIENCY; OR**

14 **(III) WHO ARE PREGNANT OR PARENTING;**

15 **(14) A DESCRIPTION OF ALL EXTRACURRICULAR PROGRAMS OFFERED**
16 **AT THE SCHOOL OR PROGRAM, INCLUDING WHETHER ENROLLED STUDENTS CAN**
17 **ACCESS EXTRACURRICULAR PROGRAMS OTHERWISE OFFERED BY THE COUNTY**
18 **BOARD OR COUNTY SUPERINTENDENT; AND**

19 **(15) ACHIEVEMENT DATA, WITH IDENTIFYING STUDENT INFORMATION**
20 **REDACTED, FOR ALL STUDENTS ENROLLED IN THE SCHOOL OR PROGRAM,**
21 **INCLUDING:**

22 **(I) STANDARDIZED TEST SCORES;**

23 **(II) GRADE PROMOTION RATES; AND**

24 **(III) GRADUATION RATES.**

25 **(C) ON OR BEFORE OCTOBER 1 EACH YEAR, BEGINNING IN 2021, THE**
26 **DEPARTMENT SHALL REPORT THE DATA AND INFORMATION REQUIRED UNDER**
27 **SUBSECTION (B) OF THIS SECTION TO THE GOVERNOR AND, IN ACCORDANCE WITH**
28 **§ 2-1257 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL ASSEMBLY.**

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