

# HOUSE BILL 758

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By: **Delegates Szeliga, Arikan, Boteler, Chisholm, Griffith, Howard, Kittleman, Krebs, Mangione, Mautz, McComas, McKay, Reilly, Rose, Shoemaker, Thiam, and Wivell**

Introduced and read first time: February 3, 2022

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Public Schools – Lesson Plans and Instructional Material**

3 FOR the purpose of requiring the posting of lesson plans and instructional material used  
4 at public schools on the public school’s website; establishing requirements for the  
5 development, production, and inspection of certain instructional material referenced  
6 in certain lesson plans; and generally relating to lesson plans and instructional  
7 material in public schools.

8 BY adding to

9 Article – Education

10 Section 4–141 and 7–112.2

11 Annotated Code of Maryland

12 (2018 Replacement Volume and 2021 Supplement)

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

15 **Article – Education**

16 **4–141.**

17 **(A) IN THIS SECTION, “INSTRUCTIONAL MATERIAL” MEANS TOOLS USED**  
18 **FOR EDUCATIONAL INSTRUCTION, INCLUDING:**

19 **(1) TEXTBOOKS AND OTHER READING MATERIAL;**

20 **(2) VIDEOS;**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1           **(3) DIGITAL MATERIAL; AND**

2           **(4) WEBSITES AND OTHER ONLINE APPLICATIONS.**

3           **(B) EACH COUNTY BOARD SHALL:**

4                   **(1) ENSURE THAT EACH PUBLIC SCHOOL IN THE COUNTY COMPLIES**  
5 **WITH THE REQUIREMENTS OF § 7-112.2 OF THIS ARTICLE; AND**

6                   **(2) ADOPT REASONABLE RULES THAT GOVERN THE TIMELY**  
7 **PRODUCTION AND INSPECTION OF INSTRUCTIONAL MATERIAL THAT IS NOT**  
8 **PUBLICLY AVAILABLE ON THE INTERNET.**

9 **7-112.2.**

10           **(A) THIS SECTION DOES NOT APPLY TO:**

11                   **(1) A PUBLIC SCHOOL WITH LESS THAN 400 STUDENTS; OR**

12                   **(2) A STUDENT PRESENTATION.**

13           **(B) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**  
14 **INDICATED.**

15                   **(2) “INSTRUCTIONAL MATERIAL” MEANS TOOLS USED FOR**  
16 **EDUCATIONAL INSTRUCTION, INCLUDING:**

17                           **(I) TEXTBOOKS AND OTHER READING MATERIAL;**

18                           **(II) VIDEOS;**

19                           **(III) DIGITAL MATERIAL; AND**

20                           **(IV) WEBSITES AND OTHER ONLINE APPLICATIONS.**

21                   **(3) (I) “LESSON PLAN” MEANS AN OUTLINE OF THE INSTRUCTION**  
22 **PROVIDED BY A TEACHER FOR A COURSE.**

23                           **(II) “LESSON PLAN” INCLUDES INSTRUCTIONAL MATERIAL**  
24 **THAT IS ASSIGNED, DISTRIBUTED, SELECTED, OR PRESENTED IN A COURSE.**

25           **(C) EACH COURSE OR CLASS TAUGHT AT A PUBLIC SCHOOL SHALL HAVE A**  
26 **LESSON PLAN.**

1           **(D) (1) EACH PUBLIC SCHOOL SHALL PROMINENTLY DISPLAY THE**  
2 **FOLLOWING INFORMATION ON THE SCHOOL’S WEBSITE:**

3                   **(I) EACH LESSON PLAN THAT WAS USED AT THE SCHOOL**  
4 **DURING THE IMMEDIATELY PRECEDING SCHOOL YEAR;**

5                   **(II) EACH GRADE- OR SCHOOL-WIDE PRESENTATION,**  
6 **ASSEMBLY, LECTURE, OR OTHER ACTIVITY OR EVENT FACILITATED BY THE SCHOOL**  
7 **DURING INSTRUCTIONAL HOURS;**

8                   **(III) INFORMATION ON HOW THE SCHOOL DOCUMENTS,**  
9 **REVIEWS, AND APPROVES LESSON PLANS; AND**

10                   **(IV) THE RULES ESTABLISHED BY THE COUNTY BOARD IN**  
11 **ACCORDANCE WITH § 4-141 OF THIS ARTICLE FOR THE PRODUCTION AND**  
12 **INSPECTION OF INSTRUCTIONAL MATERIAL THAT IS NOT PUBLICLY AVAILABLE ON**  
13 **THE INTERNET.**

14           **(2) THE INFORMATION IN PARAGRAPH (1)(I) THROUGH (III) OF THIS**  
15 **SUBSECTION SHALL BE ORGANIZED, AT A MINIMUM, BY SUBJECT AREA AND GRADE**  
16 **LEVEL.**

17           **(3) A PUBLIC SCHOOL SHALL:**

18                   **(I) POST THE INFORMATION IN PARAGRAPH (1)(I) AND (II) OF**  
19 **THIS SUBSECTION ON THE SCHOOL’S WEBSITE FOR AT LEAST 60 DAYS AFTER THE**  
20 **END OF THE SCHOOL YEAR; AND**

21                   **(II) RETAIN THE INFORMATION IN PARAGRAPH (1)(I) AND (II)**  
22 **OF THIS SUBSECTION FOR 2 YEARS AFTER POSTING THE INFORMATION ON THE**  
23 **WEBSITE.**

24           **(E) (1) A LESSON PLAN REQUIRED BY THIS SECTION SHALL, AT A**  
25 **MINIMUM:**

26                   **(I) IDENTIFY INSTRUCTIONAL MATERIAL BY THE:**

27                           **1. TITLE AND AUTHOR; OR**

28                           **2. ORGANIZATION OR WEBSITE ASSOCIATED WITH THE**  
29 **MATERIAL OR ACTIVITY;**

1 (II) INCLUDE A BRIEF DESCRIPTION OF THE INSTRUCTIONAL  
2 MATERIAL; AND

3 (III) IF PUBLICLY AVAILABLE ON THE INTERNET, INCLUDE:

4 1. A LINK TO THE INSTRUCTIONAL MATERIAL; OR

5 2. INFORMATION ON HOW TO REQUEST A COPY OF THE  
6 INSTRUCTIONAL MATERIAL.

7 (2) IF AN INDIVIDUAL COMPONENT OF INSTRUCTIONAL MATERIAL  
8 USED THROUGHOUT THE LESSON PLAN IS PRODUCED AS A SINGLE VOLUME, THAT  
9 VOLUME SHALL BE LISTED ONLY ONCE IN THE LESSON PLAN.

10 (3) IF INSTRUCTIONAL MATERIAL WAS CREATED BY A TEACHER AT  
11 THE SCHOOL, THE LESSON PLAN SHALL IDENTIFY THE TEACHER AS THE AUTHOR.

12 (F) (1) THE DEPARTMENT SHALL DEVELOP A TEMPLATE FOR PUBLIC  
13 SCHOOLS TO USE TO REPORT LESSON PLANS IN ACCORDANCE WITH THIS SECTION.

14 (2) TO SATISFY THE REQUIREMENTS OF THIS SECTION, A PUBLIC  
15 SCHOOL MAY:

16 (i) USE THE TEMPLATE CREATED BY THE DEPARTMENT IN  
17 ORDER TO REPORT LESSON PLANS;

18 (ii) CREATE ONE OR MORE TEMPLATES TO REPORT LESSON  
19 PLANS;

20 (iii) AUTHORIZE A TEACHER TO UPDATE A LESSON PLAN  
21 THROUGHOUT THE SCHOOL YEAR, IF ALL UPDATES ARE COMPLETED BY JUNE 30 OF  
22 THAT YEAR; AND

23 (iv) ALLOW A TEACHER TO USE ONLINE COLLABORATIVE  
24 SOFTWARE, DOCUMENTS, OR SPREADSHEETS TO COMPLETE OR UPDATE A LESSON  
25 PLAN.

26 (G) THE DEPARTMENT, IN CONSULTATION WITH COUNTY BOARDS OF  
27 EDUCATION, MAY ADOPT REGULATIONS TO IMPLEMENT THIS SECTION.

28 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
29 1, 2022.