

Chapter 381

(House Bill 1409)

AN ACT concerning

Dorchester County – Definition of Public School Employee – Alteration

FOR the purpose of altering the definition of “public school employee” to include supervisory noncertificated employees in Dorchester County for purposes of collective bargaining; and generally relating to the definition of “public school employee” in Dorchester County.

BY repealing and reenacting, without amendments,

Article – Education

Section 6–401(a) and 6–501(a) and (i)

Annotated Code of Maryland

(2022 Replacement Volume and 2023 Supplement)

BY repealing and reenacting, with amendments,

Article – Education

Section 6–401(e)

Annotated Code of Maryland

(2022 Replacement Volume and 2023 Supplement)

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

Article – Education

6–401.

(a) In this subtitle the following words have the meanings indicated.

(e) (1) “Public school employee” means a certificated professional individual who is employed by a public school employer or an individual of equivalent status in Baltimore City, except for a county superintendent or an individual designated by the public school employer to act in a negotiating capacity as provided in § 6–406(c) of this subtitle.

(2) In Montgomery County, “public school employees” include:

(i) Certificated and noncertificated substitute teachers employed by the public school employer for at least 7 days before March 1 of the school fiscal year ending June 30, 1978, and each year after; and

(ii) Home and hospital teachers employed by the public school employer for at least 7 days before March 1 of the school fiscal year ending June 30, 2000, and each year after.

(3) In Baltimore County, “public school employee” includes a secondary school nurse, an elementary school nurse, and a special school nurse.

(4) In Frederick County, “public school employee” includes a social worker employed by a public school employer.

(5) In Prince George’s County, “public school employee” includes home and hospital teachers and Junior Reserve Officer Training Corps (JROTC) instructors.

(6) In Baltimore County, Calvert County, Charles County, and Garrett County, “public school employee” includes Junior Reserve Officer Training Corps (JROTC) instructors.

(7) In Carroll County, “public school employee” includes:

(i) A registered nurse;

(ii) Supervisory noncertificated employees as defined under § 6–501(i) of this title; and

(iii) Junior Reserve Officer Training Corps (JROTC) instructors.

(8) IN DORCHESTER COUNTY, “PUBLIC SCHOOL EMPLOYEE” INCLUDES SUPERVISORY NONCERTIFICATED EMPLOYEES AS DEFINED UNDER § 6–501(I) OF THIS TITLE.

6–501.

(a) In this subtitle the following words have the meanings indicated.

(i) “Supervisory employee” includes any individual who responsibly directs the work of other employees.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2024.

Approved by the Governor, April 25, 2024.