

HOUSE BILL 930

F1, D1

4lr2400

By: **Delegate Wilson**

Introduced and read first time: February 2, 2024

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Primary and Secondary Education – Public School Attendance – Children of**
3 **Judges**

4 FOR the purpose of requiring a county superintendent of schools to allow a child of certain
5 judges to attend public school in a county other than the county where the child is
6 domiciled under certain circumstances; prohibiting a county superintendent from
7 charging a fee for a certain child; and generally relating to public school attendance
8 in the State.

9 BY repealing and reenacting, without amendments,
10 Article – Courts and Judicial Proceedings
11 Section 1–101
12 Annotated Code of Maryland
13 (2020 Replacement Volume and 2023 Supplement)

14 BY repealing and reenacting, without amendments,
15 Article – Education
16 Section 7–101(a) and (b)(1) and (2)(i)
17 Annotated Code of Maryland
18 (2022 Replacement Volume and 2023 Supplement)

19 BY adding to
20 Article – Education
21 Section 7–101(b)(2)(iv)
22 Annotated Code of Maryland
23 (2022 Replacement Volume and 2023 Supplement)

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

26 **Article – Courts and Judicial Proceedings**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 1–101.

2 (a) In this title the following words or terms have the meanings indicated.

3 (b) “Circuit court” means the circuit court for a county.

4 (c) “Court” means the Supreme Court of Maryland, Appellate Court of Maryland,
5 circuit court, and District Court of Maryland, or any of them, unless the context clearly
6 requires a contrary meaning. It does not include an orphans’ court, or the Maryland Tax
7 Court.

8 (d) “Judge” means a judge of a court.

9 **Article – Education**

10 7–101.

11 (a) All individuals who are 5 years old or older and under 21 shall be admitted
12 free of charge to the public schools of this State.

13 (b) (1) Except as provided in § 7–301 of this title and in paragraph (2) of this
14 subsection, each child shall attend a public school in the county where the child is domiciled
15 with the child’s parent, guardian, or relative providing informal kinship care, as defined in
16 subsection (c) of this section.

17 (2) (i) Upon request and in accordance with a county board’s policies
18 concerning residency, a county superintendent:

19 1. May allow a child to attend school in the county even if the
20 child is not domiciled in that county with the child’s parent or guardian; and

21 2. Shall allow a dependent child of a service member who is
22 relocating to the State on military orders to enroll in school in the county in accordance
23 with § 7–115.1 of this subtitle.

24 **(IV) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS**
25 **SUBPARAGRAPH, ON REQUEST, A COUNTY SUPERINTENDENT SHALL ALLOW A CHILD**
26 **TO ATTEND A PUBLIC SCHOOL IN A COUNTY OTHER THAN THE COUNTY WHERE THE**
27 **CHILD IS DOMICILED WITH THE CHILD’S PARENT OR GUARDIAN IF:**

28 **A. THE CHILD’S PARENT OR GUARDIAN IS A JUDGE, AS**
29 **DEFINED IN § 1–101 OF THE COURTS ARTICLE; AND**

1 **B. THE COUNTY IN WHICH THE CHILD IS DOMICILED IS**
2 **ADJACENT TO THE COUNTY WHERE THE CHILD REQUESTS TO ATTEND PUBLIC**
3 **SCHOOL.**

4 **2. A COUNTY SUPERINTENDENT MAY NOT CHARGE A FEE**
5 **FOR ALLOWING A CHILD TO ATTEND A PUBLIC SCHOOL IN ACCORDANCE WITH**
6 **SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH.**

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
8 1, 2024.