
By: **Delegate Vallario**

Introduced and read first time: February 11, 1999

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Juvenile Justice Alternative Education Programs - Suspended and Expelled**
3 **Students**

4 FOR the purpose of requiring the board of education in certain counties to establish a
5 juvenile justice alternative education program for certain students; authorizing
6 two or more county boards to establish juvenile justice alternative education
7 programs for their joint use; authorizing a county board to select a private
8 agency to administer a juvenile justice alternative education program; requiring
9 certain students to attend a juvenile justice alternative program in a certain
10 county except under certain circumstances; requiring a juvenile justice
11 alternative education program to provide certain programs and services;
12 requiring the State Department of Education to adopt certain regulations;
13 requiring the Department to report to the General Assembly on or before a
14 certain date; providing for the termination of this Act; and generally relating to
15 juvenile justice alternative education programs for suspended and expelled
16 students.

17 BY adding to
18 Article - Education
19 Section 7-305.1
20 Annotated Code of Maryland
21 (1997 Replacement Volume and 1998 Supplement)

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

24 **Article - Education**

25 7-305.1.

26 (A) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, THE
27 COUNTY BOARD IN ANNE ARUNDEL COUNTY, BALTIMORE CITY, BALTIMORE COUNTY,
28 MONTGOMERY COUNTY, AND PRINCE GEORGE'S COUNTY SHALL ESTABLISH A
29 JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM FOR PUBLIC SCHOOL

1 STUDENTS WHO ARE SUSPENDED OR EXPELLED UNDER SUBSECTION (B) OF THIS
2 SECTION.

3 (2) TWO OR MORE COUNTY BOARDS MAY ESTABLISH A JUVENILE
4 JUSTICE ALTERNATIVE EDUCATION PROGRAM FOR THEIR JOINT USE.

5 (3) A COUNTY BOARD MAY SELECT A PRIVATE AGENCY TO ADMINISTER
6 ITS JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM.

7 (B) (1) EXCEPT FOR A STUDENT WHO HAS BEEN ADJUDICATED
8 DELINQUENT AND PLACED IN A FACILITY BY THE JUVENILE COURT UNDER § 3-820
9 OF THE COURTS ARTICLE, OR A STUDENT DESCRIBED IN § 7-305(F) OF THIS SUBTITLE,
10 A STUDENT WHO IS REQUIRED TO ATTEND SCHOOL UNDER § 7-301 OF THIS SUBTITLE
11 AND WHO IS SUSPENDED OR EXPELLED FROM SCHOOL IN A COUNTY DESIGNATED IN
12 SUBSECTION (A) OF THIS SECTION SHALL ATTEND A JUVENILE JUSTICE
13 ALTERNATIVE EDUCATION PROGRAM.

14 (2) UNLESS TWO OR MORE COUNTIES ESTABLISH A JUVENILE JUSTICE
15 ALTERNATIVE EDUCATION PROGRAM FOR THEIR JOINT USE, A STUDENT SHALL
16 ATTEND THE JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM IN THE
17 COUNTY IN WHICH THE STUDENT ATTENDS PUBLIC SCHOOL.

18 (C) A JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM SHALL:

19 (1) PROVIDE PROGRAMS DESIGNED TO PROMOTE SELF-DISCIPLINE AND
20 REDUCE DISRUPTIVE BEHAVIOR IN THE SCHOOL ENVIRONMENT;

21 (2) ENSURE THAT THE STUDENT CONTINUES TO RECEIVE APPROPRIATE
22 EDUCATIONAL AND RELATED SERVICES DURING THE TERM OF THE SUSPENSION OR
23 EXPULSION; AND

24 (3) OFFER SERVICES TO FACILITATE THE STUDENT'S TRANSITION BACK
25 TO THE SCHOOL UPON COMPLETION OF THE TERM OF SUSPENSION OR EXPULSION.

26 (D) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THE
27 PROVISIONS OF THIS SECTION.

28 SECTION 2. AND BE IT FURTHER ENACTED, That the Department shall
29 report to the Governor and, subject to § 2-1246 of the State Government Article, to
30 the General Assembly on the implementation of this Act.

31 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 1999. It shall remain effective for a period of 4 years and, at the end of
33 September 30, 2003, with no further action required by the General Assembly, this
34 Act shall be abrogated and of no further force and effect.