

HOUSE BILL 864

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1999 Regular Session
(9lr0435)

ENROLLED BILL

-- *Ways and Means/Economic and Environmental Affairs* --

Introduced by **Delegates Pitkin, Vallario, and A. Jones**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Task Force to Study Alternative Educational Programs for Chronically**
3 **Disruptive Students**

4 FOR the purpose of establishing a Task Force to Study Alternative Educational
5 Programs for Chronically Disruptive Students; providing for the membership,
6 duties, and staffing of the Task Force; requiring the Task Force to issue a report
7 by a certain date; providing for the effective date and the termination of this Act;
8 and generally relating to the establishment of a Task Force to Study Alternative
9 Educational Programs for Chronically Disruptive Students.

10 BY adding to
11 Article 41 - Governor - Executive and Administrative Departments
12 Section 18-317
13 Annotated Code of Maryland
14 (1997 Replacement Volume and 1998 Supplement)

1 Preamble

2 WHEREAS, Chronically disruptive students interrupt the education of students
3 in classrooms throughout the State; and

4 WHEREAS, There are no statewide alternative educational programs for
5 chronically disruptive students in Maryland; and

6 WHEREAS, Other states have alternative educational programs for chronically
7 disruptive students; and

8 WHEREAS, A task force dedicated to studying the problem of chronically
9 disruptive students in Maryland's schools would make comprehensive suggestions for
10 alternative structures, programs, and solutions for dealing with chronically
11 disruptive students; now, therefore,

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

14 **Article 41 - Governor - Executive and Administrative Departments**

15 18-317.

16 (A) THERE IS A TASK FORCE TO STUDY ALTERNATIVE EDUCATIONAL
17 PROGRAMS FOR CHRONICALLY DISRUPTIVE STUDENTS.

18 (B) THE TASK FORCE CONSISTS OF THE FOLLOWING MEMBERS:

19 (1) TWO MEMBERS OF THE HOUSE OF DELEGATES APPOINTED BY THE
20 SPEAKER OF THE HOUSE;

21 (2) TWO MEMBERS OF THE SENATE OF MARYLAND APPOINTED BY THE
22 PRESIDENT OF THE SENATE; AND

23 (3) THE FOLLOWING MEMBERS APPOINTED BY THE GOVERNOR:

24 (I) ~~TWO REPRESENTATIVES FROM THE MARYLAND HIGHER~~
25 ~~EDUCATION COMMISSION~~ ONE REPRESENTATIVE FROM THE DEPARTMENT OF
26 EDUCATION;

27 (II) ~~AT LEAST ONE REPRESENTATIVE FROM EACH COUNTY IN THE~~
28 ~~STATE, INCLUDING BALTIMORE CITY~~ ONE REPRESENTATIVE EACH FROM AN URBAN,
29 SUBURBAN, AND RURAL LOCAL EDUCATION AGENCY, AS DETERMINED BY THE
30 GOVERNOR;

31 (III) ~~TWO REPRESENTATIVES FROM INSTITUTIONS OF HIGHER~~
32 ~~EDUCATION~~ ONE REPRESENTATIVE FROM THE MARYLAND STATE TEACHERS
33 ASSOCIATION;

34 (IV) TWO COUNTY SUPERINTENDENTS OF SCHOOLS;

- 1 (V) A REPRESENTATIVE OF THE OFFICE OF THE ATTORNEY
2 GENERAL, DESIGNATED BY THE ATTORNEY GENERAL;
- 3 (VI) ONE LICENSED PSYCHOLOGIST WITH EXPERIENCE WORKING
4 ~~IN JUVENILE JUSTICE~~ WITH DISRUPTIVE STUDENTS;
- 5 (VII) ONE LICENSED SOCIAL WORKER WITH EXPERIENCE WORKING
6 ~~IN JUVENILE JUSTICE~~ WITH DISRUPTIVE STUDENTS;
- 7 (VIII) ONE POLICE OFFICER;
- 8 (IX) ~~ONE REPRESENTATIVE OF THE DEPARTMENT OF~~
9 ~~CORRECTIONS;~~
- 10 (~~X~~) ONE REPRESENTATIVE OF THE DEPARTMENT OF JUVENILE
11 JUSTICE; ~~AND~~
- 12 (~~XI~~) (X) ONE REPRESENTATIVE OF THE OFFICE FOR CHILDREN,
13 YOUTH, AND FAMILIES;
- 14 (XI) ONE CERTIFIED SCHOOL PSYCHOLOGIST WITH EXPERIENCE
15 WORKING WITH DISRUPTIVE STUDENTS;
- 16 (XII) ONE REPRESENTATIVE OF THE ASSOCIATION OF ELEMENTARY
17 SCHOOL PRINCIPALS;
- 18 (XIII) ONE REPRESENTATIVE OF THE ASSOCIATION OF SECONDARY
19 SCHOOL PRINCIPALS;
- 20 (XIV) ONE TEACHER FROM AN ALTERNATIVE EDUCATION PROGRAM
21 FOR DISRUPTIVE STUDENTS IN THE STATE;
- 22 (XV) ONE STUDENT FROM AN ALTERNATIVE EDUCATION PROGRAM
23 FOR DISRUPTIVE STUDENTS IN THE STATE; AND
- 24 (XVI) ONE PUPIL PERSONNEL WORKER OR GUIDANCE COUNSELOR
25 FROM A SCHOOL IN THE STATE;
- 26 (XVII) ONE PARENT OF A STUDENT WHO ATTENDED AN
27 ALTERNATIVE EDUCATION PROGRAM;
- 28 (XVIII) ONE REPRESENTATIVE FROM ADVOCATES FOR CHILDREN
29 AND YOUTH;
- 30 (XIX) ONE REPRESENTATIVE FROM THE MARYLAND DISABILITY LAW
31 CENTER; AND
- 32 (XX) ONE FAMILY MEMBER OF A CHILD WITH AN EMOTIONAL
33 DISORDER.

1 (C) THE GOVERNOR SHALL DESIGNATE THE CHAIRPERSON OF THE TASK
2 FORCE.

3 (D) THE TASK FORCE SHALL DEVELOP A COMPREHENSIVE STRATEGY FOR
4 ADDRESSING CHRONICALLY DISRUPTIVE STUDENTS IN THE STATE BY:

5 (1) EXAMINING THE SCOPE OF THE PROBLEM;

6 (2) COLLECTING DATA TO DETERMINE CURRENT PRACTICES WITH
7 REGARD TO CHRONICALLY DISRUPTIVE STUDENTS IN SCHOOLS THROUGHOUT THE
8 STATE;

9 (3) COLLECTING DATA REGARDING THE ESTABLISHMENT OF
10 ALTERNATIVE EDUCATIONAL PROGRAMS IN OTHER STATES;

11 (4) DETERMINING THE AMOUNT OF FEDERAL, STATE, LOCAL, AND
12 PRIVATE SECTOR FUNDING CURRENTLY AVAILABLE FOR ALTERNATIVE
13 EDUCATIONAL PROGRAMS FOR CHRONICALLY DISRUPTIVE STUDENTS;

14 (5) EXAMINING ANY REASONS FOR PUBLIC OPPOSITION TO
15 ALTERNATIVE EDUCATIONAL PROGRAMS FOR CHRONICALLY DISRUPTIVE
16 STUDENTS;

17 (6) TAKING ANY OTHER ACTION NECESSARY AND PROPER TO CARRY
18 OUT THE PURPOSE OF THIS SECTION; AND

19 (7) MAKING RECOMMENDATIONS FOR ALTERNATIVE STRUCTURES,
20 PROGRAMS, AND SOLUTIONS FOR EDUCATING CHRONICALLY DISRUPTIVE
21 STUDENTS.

22 (E) MEMBERS OF THE TASK FORCE SHALL SERVE WITHOUT COMPENSATION
23 EXCEPT THAT EACH MEMBER IS ENTITLED TO REIMBURSEMENT FOR EXPENSES
24 UNDER THE STANDARD STATE TRAVEL REGULATIONS, AS PROVIDED IN THE STATE
25 BUDGET.

26 (F) THE STATE DEPARTMENT OF EDUCATION, IN COOPERATION WITH OTHER
27 APPROPRIATE STATE AND LOCAL UNITS, SHALL PROVIDE STAFF SUPPORT FOR THE
28 TASK FORCE TO THE EXTENT POSSIBLE WITHIN EXISTING BUDGETED RESOURCES.

29 (G) THE TASK FORCE SHALL ISSUE A FINAL REPORT OF ITS FINDINGS,
30 RECOMMENDATIONS, AND COMPREHENSIVE STRATEGY TO THE GOVERNOR AND,
31 SUBJECT TO § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE GENERAL
32 ASSEMBLY ON OR BEFORE DECEMBER 31, 1999.

33 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
34 July 1, 1999. It shall remain effective for a period of 6 months and, at the end of
35 December 31, 1999, with no further action required by the General Assembly, this Act
36 shall be abrogated and of no further force and effect.

