

HOUSE BILL 984

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HB1151/98 - W&M

1999 Regular Session
9r1766

By: **Delegates Patterson, Rzepkowski, Hixson, C. Davis, Healey, Bozman,
Finifter, Howard, and Marriott**

Introduced and read first time: February 12, 1999

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Noncertificated Employees - Prohibitions on Hiring**

3 FOR the purpose of requiring the State Board of Education to adopt regulations that
4 prohibit the hiring, by county boards of education, of noncertificated employees
5 who have been convicted of certain crimes; providing for the application of this
6 Act; and generally relating to the hiring of noncertificated employees by county
7 boards of education.

8 BY adding to
9 Article - Education
10 Section 6-113
11 Annotated Code of Maryland
12 (1997 Replacement Volume and 1998 Supplement)

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

15 **Article - Education**

16 6-113.

17 THE STATE BOARD SHALL ADOPT REGULATIONS THAT PROHIBIT A COUNTY
18 BOARD FROM HIRING, AS A NONCERTIFICATED EMPLOYEE, ANY INDIVIDUAL WHO
19 HAS BEEN CONVICTED OF A CRIME INVOLVING:

20 (1) UNLAWFUL MANUFACTURE, DISTRIBUTION, OR DISPENSING OF
21 CONTROLLED DANGEROUS SUBSTANCES UNDER ARTICLE 27, § 286, § 286C, § 286D, §
22 287(D), § 288, § 289, § 290, OR § 301A OF THE CODE;

23 (2) AN OFFENSE UNDER ARTICLE 27, § 464B OF THE CODE;

24 (3) CHILD SEXUAL ABUSE AS DEFINED IN ARTICLE 27, § 35C(A)(2)(II) AND
25 (6) OF THE CODE, OR AN OFFENSE UNDER THE LAWS OF ANOTHER STATE THAT
26 WOULD CONSTITUTE CHILD SEXUAL ABUSE AS DEFINED IN ARTICLE 27, § 35C(A)(2)(II)
27 AND (6) OF THE CODE IF COMMITTED IN THIS STATE; OR

1 (4) A CRIME OF VIOLENCE AS DEFINED IN ARTICLE 27, § 643B OF THE
2 CODE, OR AN OFFENSE UNDER THE LAWS OF ANOTHER STATE THAT WOULD BE A
3 VIOLATION OF ARTICLE 27, § 643B OF THE CODE IF COMMITTED IN THIS STATE.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act applies only to
5 individuals applying for employment after the effective date of this Act.

6 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 July 1, 1999.