

HOUSE BILL 70

Unofficial Copy
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2000 Regular Session
0lr0788

(PRE-FILED)

By: **Delegate D'Amato**

Requested: October 29, 1999

Introduced and read first time: January 12, 2000

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Maryland Extended Learning Bootstrap Pilot Program**

3 FOR the purpose of establishing the Maryland Extended Learning Bootstrap Pilot
4 Program; establishing the Maryland Extended Learning Bootstrap Pilot
5 Program Fund; requiring the Governor to include certain amounts in the annual
6 State budget for the Fund for certain fiscal years; requiring the Program to be
7 implemented in certain counties and providing for selection of alternate counties
8 under certain circumstances; requiring the State Board of Education to
9 establish eligibility criteria and develop a list of instructional providers;
10 requiring county boards of education to select participating schools based on
11 criteria set forth by the State Board; requiring participating schools to select
12 students for the Program based on their performance on certain tests; requiring
13 county boards of education to create a parental consent form; requiring
14 participating schools to provide certain facilities and services; exempting the
15 Program from certain child care center rules, regulations, and requirements;
16 requiring the State Board to establish criteria for evaluating the Program;
17 defining certain terms; requiring participating counties to prepare certain
18 reports by certain dates relating to the status and success of the Program;
19 providing for a delayed effective date; providing for the termination of this Act;
20 and generally relating to the establishment of the Maryland Extended Learning
21 Bootstrap Pilot Program.

22 BY adding to

23 Article - Education

24 Section 7-1101 through 7-1108, inclusive, to be under the new subtitle "Subtitle
25 11. Maryland Extended Learning Bootstrap Pilot Program"

26 Annotated Code of Maryland
27 (1999 Replacement Volume)

28 Preamble

29 WHEREAS, Maryland holds its schools and school systems accountable for
30 high-quality education for all students; and

1 WHEREAS, Maryland sets rigorous State performance standards and assesses
2 a school's progress in meeting those standards by evaluating student scores on annual
3 Maryland School Performance Assessment Program tests; and

4 WHEREAS, Schools and school systems meet State standards if 70% or more of
5 their students in grades three, five, and eight score at the satisfactory level; and

6 WHEREAS, In most counties, the percentage of students scoring at the
7 satisfactory level has increased in the past 6 years; however, the percentage of
8 students scoring at the satisfactory level, in a majority of counties, including Allegany
9 County, Anne Arundel County, Baltimore City, Prince George's County, and Wicomico
10 County, is still at or below 50%; and

11 WHEREAS, Schools cannot fully address each student's individual deficiencies
12 in reading, writing, and mathematics during the regular school day; and

13 WHEREAS, Maryland has the opportunity to develop extended learning
14 programs for students who demonstrate deficiencies in reading, writing, and
15 mathematics; and

16 WHEREAS, Extended learning programs across the nation have succeeded in
17 addressing the individual deficiencies of students by providing supplemental
18 one-to-one curriculum-based instruction; and

19 WHEREAS, Extended learning programs serve not only to raise students' scores
20 on statewide performance tests, but also to raise attendance rates and lower drop-out
21 rates by elevating students' confidence in their academic success; now, therefore,

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 SUBTITLE 11. MARYLAND EXTENDED LEARNING BOOTSTRAP PILOT PROGRAM.

26 7-1101.

27 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
28 INDICATED.

29 (B) "CURRICULUM-BASED INSTRUCTION" MEANS INSTRUCTION BASED ON
30 CURRICULUM GUIDES AND COURSES OF STUDY DEVELOPED BY EACH COUNTY
31 PURSUANT TO § 4-111 OF THIS ARTICLE.

32 (C) "EXTENDED ACADEMIC PROGRAMS" MEANS ACADEMIC PROGRAMS WITH
33 CURRICULUM-BASED INSTRUCTION THAT TAKE PLACE:

34 (1) BEFORE SCHOOL STARTS EACH DAY AND AFTER SCHOOL ENDS EACH
35 DAY;

- 1 (2) ON WEEKENDS;
- 2 (3) ON HOLIDAYS;
- 3 (4) DURING VACATIONS; AND
- 4 (5) DURING SUMMER BREAK.

5 (C) "INSTRUCTIONAL PROVIDER" MEANS AN ORGANIZATION APPROVED BY
6 THE STATE BOARD THAT PROVIDES STAFF AND MATERIALS FOR EXTENDED
7 ACADEMIC INSTRUCTION.

8 7-1102.

9 (A) THERE IS A MARYLAND EXTENDED LEARNING BOOTSTRAP PILOT
10 PROGRAM.

11 (B) THERE IS A MARYLAND EXTENDED LEARNING BOOTSTRAP PILOT
12 PROGRAM FUND.

13 (C) THE PURPOSE OF THE PROGRAM IS TO PROVIDE EXTENDED ACADEMIC
14 PROGRAMS FOR STUDENTS IN GRADES THREE THROUGH FIVE WHO HAVE
15 DEMONSTRATED DEFICIENCIES IN READING, WRITING, AND MATHEMATICS.

16 7-1103.

17 (A) THE PROGRAM SHALL BE IMPLEMENTED IN SEVEN COUNTIES,
18 INCLUDING:

- 19 (1) ALLEGANY COUNTY;
- 20 (2) ANNE ARUNDEL COUNTY;
- 21 (3) BALTIMORE CITY;
- 22 (4) PRINCE GEORGE'S COUNTY;
- 23 (5) WICOMICO COUNTY; AND
- 24 (6) TWO OTHER COUNTIES SELECTED BY THE STATE BOARD.

25 (B) IF A COUNTY LISTED IN SUBSECTION (A) OF THIS SECTION WITHDRAWS
26 FROM PARTICIPATION IN THE PROGRAM, THE STATE BOARD SHALL SELECT AN
27 ALTERNATE COUNTY TO PARTICIPATE IN THE PROGRAM.

28 7-1104.

29 (A) THE STATE BOARD OF EDUCATION SHALL ESTABLISH ELIGIBILITY
30 CRITERIA FOR THE SELECTION OF SCHOOLS TO PARTICIPATE IN THE PROGRAM. THE
31 COUNTY BOARDS IN THE PARTICIPATING COUNTIES SHALL SELECT SCHOOLS FOR
32 THE PROGRAM BASED ON THE CRITERIA SET FORTH BY THE STATE BOARD.

1 (B) (1) THE STATE BOARD SHALL:

2 (I) DEVELOP A LIST OF APPROVED INSTRUCTIONAL PROVIDERS;
3 AND

4 (II) DISTRIBUTE THE LIST TO THE SELECTED SCHOOLS.

5 (2) A SCHOOL MAY:

6 (I) SELECT AN INSTRUCTIONAL PROVIDER FROM THE LIST; OR

7 (II) PROVIDE INSTRUCTION USING SCHOOL STAFF AND
8 MATERIALS.

9 (C) EACH SCHOOL SHALL SUBMIT ITS SELECTION TO THE STATE BOARD FOR
10 APPROVAL.

11 7-1105.

12 (A) A SCHOOL SHALL DETERMINE A STUDENT'S ELIGIBILITY FOR THE
13 PROGRAM BASED ON THE STUDENT'S PERFORMANCE ON MARYLAND SCHOOL
14 PERFORMANCE ASSESSMENT PROGRAM TESTS, STANDARDIZED TESTS, CLASSROOM
15 TESTS, AND ANY OTHER CRITERIA THE STATE BOARD DEEMS APPROPRIATE.

16 (B) (1) THE COUNTY BOARDS SHALL DEVELOP OR APPROPRIATELY ADAPT
17 AN EXISTING PARENTAL CONSENT FORM FOR THE PROVISION OF EXTENDED
18 ACADEMIC INSTRUCTION.

19 (2) A PARENT OR GUARDIAN OF A STUDENT SELECTED FOR THE
20 PROGRAM SHALL PROVIDE WRITTEN CONSENT FOR THE STUDENT'S PARTICIPATION
21 IN THE PROGRAM TO THE STUDENT'S SCHOOL PRIOR TO THE STUDENT'S
22 PARTICIPATION IN THE PROGRAM.

23 7-1106.

24 THE PARTICIPATING COUNTIES SHALL PROVIDE, AT NO CHARGE TO THE
25 INSTRUCTIONAL PROVIDERS:

26 (1) TRANSPORTATION OF STUDENTS;

27 (2) USE OF SCHOOL FACILITIES; AND

28 (3) ANY SERVICE DEEMED APPROPRIATE BY THE STATE BOARD.

29 7-1107.

30 THE PROGRAM IS EXEMPT FROM THE PROVISIONS RELATING TO CHILD CARE
31 CENTERS FOUND IN §§ 5-570 THROUGH 5-585.1 OF THE FAMILY LAW ARTICLE.

1 7-1108.

2 (A) THE STATE BOARD SHALL ESTABLISH CRITERIA FOR EVALUATING THE
3 PROGRAM.

4 (B) EACH PARTICIPATING COUNTY SHALL SUBMIT A REPORT TO THE STATE
5 BOARD AND, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE,
6 THE GENERAL ASSEMBLY, ON OR BEFORE JUNE 30, 2002, JUNE 30, 2003, AND JUNE 30,
7 2004, EVALUATING THE STATUS OF THE PROGRAM.

8 SECTION 2. AND BE IT FURTHER ENACTED, That the Governor shall
9 include \$20 million in each of the State budgets for fiscal years 2002, 2003, and 2004
10 for the Maryland Extended Learning Bootstrap Pilot Program Fund established
11 under this Act, and that such funds shall be in addition to funds provided for child
12 care and after-school programs in the fiscal year 2001 budget.

13 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 July 1, 2001. It shall remain effective for a period of 3 years and, at the end of June
15 30, 2004, with no further action required by the General Assembly, this Act shall be
16 abrogated and of no further force and effect.