
By: **Delegates Shriver and Vallario**
Introduced and read first time: February 11, 2000
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 a juvenile justice alternative education
7 program for their joint use; authorizing a county board to select a private agency
8 to administer its juvenile justice alternative education program; requiring
9 certain students to attend a juvenile justice alternative education program in a
10 certain 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 (1999 Replacement Volume)

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 EACH OF THE FOLLOWING COUNTIES SHALL ESTABLISH IN THAT
28 COUNTY A JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM FOR PUBLIC
29 SCHOOL STUDENTS WHO ARE SUSPENDED OR EXPELLED UNDER SUBSECTION (B) OF
30 THIS SECTION:

- 1 (I) ANNE ARUNDEL COUNTY;
- 2 (II) BALTIMORE CITY;
- 3 (III) BALTIMORE COUNTY;
- 4 (IV) MONTGOMERY COUNTY; AND
- 5 (V) PRINCE GEORGE'S COUNTY.

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

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

10 (B) (1) EXCEPT FOR A STUDENT WHO IS ADJUDICATED DELINQUENT AND
11 COMMITTED BY THE JUVENILE COURT TO A PUBLIC OR LICENSED PRIVATE AGENCY
12 FOR PLACEMENT IN A FACILITY UNDER § 3-820 OF THE COURTS ARTICLE, OR A
13 STUDENT DESCRIBED IN § 7-305(F) OF THIS SUBTITLE, A STUDENT WHO IS REQUIRED
14 TO ATTEND SCHOOL UNDER § 7-301 OF THIS SUBTITLE AND WHO IS SUSPENDED OR
15 EXPELLED FROM PUBLIC SCHOOL IN A COUNTY DESIGNATED IN SUBSECTION (A) OF
16 THIS SECTION SHALL ATTEND A JUVENILE JUSTICE ALTERNATIVE EDUCATION
17 PROGRAM.

18 (2) UNLESS TWO OR MORE COUNTIES ESTABLISH A JUVENILE JUSTICE
19 ALTERNATIVE EDUCATION PROGRAM FOR THEIR JOINT USE, A STUDENT SHALL
20 ATTEND THE JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM IN THE
21 COUNTY IN WHICH THE STUDENT ATTENDS PUBLIC SCHOOL.

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

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

25 (2) ENSURE THAT THE STUDENT CONTINUES TO RECEIVE APPROPRIATE
26 EDUCATIONAL AND RELATED SERVICES DURING THE TERM OF THE SUSPENSION OR
27 EXPULSION; AND

28 (3) OFFER SERVICES TO FACILITATE THE STUDENT'S TRANSITION BACK
29 TO THE SCHOOL AFTER COMPLETION OF THE TERM OF SUSPENSION OR EXPULSION.

30 (D) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THE
31 PROVISIONS OF THIS SECTION.

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

35 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
36 October 1, 2000. It shall remain effective for a period of 4 years and, at the end of

- 1 September 30, 2004, with no further action required by the General Assembly, this
- 2 Act shall be abrogated and of no further force and effect.