
By: **Delegates Hubbard, R. Baker, Pitkin, and Rzepkowski**
Introduced and read first time: January 31, 2002
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Gifted and Talented Students**

3 FOR the purpose of altering the definition of "gifted and talented student" for the
4 purpose of certain public school programs; specifying certain findings made by
5 the General Assembly; requiring the State Board of Education to require county
6 boards of education to develop and implement certain procedures and services
7 for gifted and talented students that meet certain standards; requiring that
8 certain funds be included in the State budget as part of the basic current
9 expense formula for State aid to education; and generally relating to educational
10 services and programs for gifted and talented students.

11 BY repealing and reenacting, with amendments,
12 Article - Education
13 Section 8-201 through 8-204, inclusive
14 Annotated Code of Maryland
15 (2001 Replacement Volume)

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

18 **Article - Education**

19 8-201.

20 In this subtitle "gifted and talented student" means an elementary or secondary
21 student who is identified by professionally qualified individuals as [having
22 outstanding abilities in the area of:

- 23 (1) General intellectual capabilities;
24 (2) Specific academic aptitudes; or
25 (3) The creative, visual, or performing arts]:

26 (1) HAVING OUTSTANDING TALENT AND PERFORMING, OR SHOWING
27 THE POTENTIAL FOR PERFORMING, AT REMARKABLY HIGH LEVELS OF

1 ACCOMPLISHMENT WHEN COMPARED WITH OTHER STUDENTS OF A SIMILAR AGE,
2 EXPERIENCE, OR ENVIRONMENT;

3 (2) EXHIBITING HIGH PERFORMANCE CAPABILITY IN INTELLECTUAL,
4 CREATIVE, OR ARTISTIC AREAS;

5 (3) POSSESSING AN UNUSUAL LEADERSHIP CAPACITY; OR

6 (4) EXCELLING IN SPECIFIC ACADEMIC FIELDS.

7 8-202.

8 THE GENERAL ASSEMBLY FINDS THAT:

9 (1) A gifted and talented student needs different services beyond those
10 normally provided by the regular school program in order to develop the student's
11 potential; AND

12 (2) GIFTED AND TALENTED STUDENTS ARE TO BE FOUND IN YOUTH
13 FROM ALL CULTURAL GROUPS, ACROSS ALL ECONOMIC STRATA, AND IN ALL AREAS
14 OF HUMAN ENDEAVOR.

15 8-203.

16 The State Board shall [encourage]REQUIRE THAT each county board [to]
17 develop and implement [programs for gifted and talented students] IDENTIFICATION
18 PROCEDURES, SERVICES, AND PROFESSIONAL DEVELOPMENT ACTIVITIES FOR
19 GIFTED AND TALENTED STUDENT EDUCATION THAT MEET NATIONALLY ACCEPTED
20 RESEARCH-BASED STANDARDS ENDORSED BY THE STATE BOARD.

21 8-204.

22 (A) [To the extent funds are provided in the State budget or are available from
23 other sources, the State Board shall] FUNDS FOR GIFTED AND TALENTED
24 EDUCATION SHALL BE PROVIDED IN THE STATE BUDGET AS PART OF THE CURRENT
25 BASIC EXPENSE FORMULA UNDER § 5-202 OF THIS ARTICLE SO THAT THE STATE
26 BOARD MAY provide guidance, consultative and technical assistance, and fiscal
27 support for programs that include:

28 (1) Teacher training to incorporate instruction in methods and
29 techniques that are designed to enable teachers to identify and teach gifted and
30 talented students;

31 (2) Research undertaken to help develop new or modified curricula for
32 gifted and talented students; and

33 (3) Evaluation, demonstration, and distribution of findings that are
34 related to programs for gifted and talented students.

1 (B) EACH COUNTY BOARD SHALL ADOPT AND IMPLEMENT PROGRAMS FOR
2 GIFTED AND TALENTED STUDENTS THAT MEET THE STANDARDS SPECIFIED BY THE
3 STATE BOARD.

4 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
5 October 1, 2002.