

SENATE BILL 760

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SB 663/03 - EHE

2004 Regular Session
4r2738

By: **Senator Conway**

Introduced and read first time: February 12, 2004

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Elementary Schools - Moratorium on Suspensions of Students**

3 FOR the purpose of prohibiting an elementary school principal from suspending any
4 student under the principal's direction for a certain period of time starting on a
5 certain date; requiring the county boards of education to develop and implement
6 certain disciplinary measures by a certain date; requiring the county boards to
7 submit a certain report to the State Department of Education by certain dates
8 each year; requiring the State Board to submit a certain report to certain
9 committees on or before certain dates each year; providing for the termination of
10 this Act; and generally relating to a moratorium on suspensions of elementary
11 school students.

12 BY adding to

13 Article - Education

14 Section 7-305.2

15 Annotated Code of Maryland

16 (2001 Replacement Volume and 2003 Supplement)

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

19 **Article - Education**

20 7-305.2.

21 (A) NOTWITHSTANDING THE PROVISIONS OF § 7-305 OF THIS SUBTITLE, A
22 PRINCIPAL OF A PUBLIC ELEMENTARY SCHOOL MAY NOT SUSPEND ANY STUDENT IN
23 THE SCHOOL WHO IS UNDER THE DIRECTION OF THE PRINCIPAL FOR A PERIOD OF 2
24 YEARS BEGINNING THE FALL SEMESTER OF THE 2004 SCHOOL YEAR.

25 (B) EACH COUNTY BOARD SHALL DEVELOP AND IMPLEMENT ALTERNATE
26 IN-SCHOOL DISCIPLINARY MEASURES FOR ELEMENTARY SCHOOL STUDENTS THAT
27 INCLUDE COMMUNICATION WITH PARENTS AND ANY OTHER APPROPRIATE
28 COMMUNITY AGENCIES, BY THE FIRST DAY OF THE FALL SEMESTER OF THE 2004
29 SCHOOL YEAR.

1 (C) BY DECEMBER 1 AND MAY 1 OF EACH YEAR, EACH COUNTY BOARD SHALL
2 SUBMIT A REPORT TO THE DEPARTMENT THAT INCLUDES A DESCRIPTION OF THE
3 ALTERNATE IN-SCHOOL DISCIPLINARY MEASURES ADOPTED AND IMPLEMENTED.

4 (D) THE DEPARTMENT SHALL SUBMIT A REPORT CONSISTING OF A
5 COMPILATION OF THE REPORTS SUBMITTED BY COUNTY BOARDS TO THE
6 DEPARTMENT UNDER SUBSECTION (C) OF THIS SECTION, SUBJECT TO § 2-1246 OF
7 THE STATE GOVERNMENT ARTICLE, TO THE SENATE EDUCATION, HEALTH, AND
8 ENVIRONMENTAL AFFAIRS COMMITTEE AND THE HOUSE WAYS AND MEANS
9 COMMITTEE ON OR BEFORE JANUARY 1 AND JUNE 1 OF EACH YEAR.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
11 effect July 1, 2004. It shall remain effective for a period of 2 years and, at the end of
12 June 30, 2006, with no further action required by the General Assembly, this Act shall
13 be abrogated and of no further force and effect.