

ENROLLED BILL

-- Ways and Means/Education, Health,
and Environmental Affairs --

Introduced by ~~Delegate Hixson~~ **Delegates Hixson, Bartlett, Boschert, Bozman,
Cardin, Crvor, C. Davis, Elmore, Gilleland, Goodwin, Gordon, Healey,
Heller, Howard, Kaiser, King, Marriott, McKee, Myers, Patterson,
Ramirez, and Ross**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Education - Principals - Fellowship and Leadership Development Program**

3 FOR the purpose of establishing the statewide Principal Fellowship and Leadership
4 Development Program in the State Department of Education; requiring the
5 Department to develop certain criteria for the selection of certain fellows and
6 certain schools; authorizing the State Superintendent of Schools, subject to
7 certain approval, to require certain school systems to participate in a certain
8 program; *prohibiting a certain principal from participating in a certain program*
9 *in a certain school*; authorizing a certain county superintendent to nominate a
10 certain principal; *prohibiting a certain county superintendent from nominating a*
11 *certain principal*; providing for the satisfaction of a certain requirement;
12 stipulating a certain compensation of a certain fellow; including a certain
13 compensation in a certain calculation; requiring the Department to issue a

1 certain grant to certain schools; requiring certain schools to make certain
2 reimbursements to certain school systems; ~~requiring the Governor to include~~
3 ~~certain funding in the operating budget~~; requiring the State Superintendent to
4 select certain fellows and place them in certain schools; requiring certain fellows
5 to make certain commitments; authorizing certain fellows to make certain
6 selections, subject to certain approval; requiring certain fellows to make certain
7 selections, subject to certain approval; providing for a certain succession;
8 requiring the Department to act as a certain agent; repealing a certain provision
9 of law establishing a principal development initiative in the Baltimore City
10 Public School System; defining certain terms; and generally relating to the
11 Principal Fellowship and Leadership Development Program.

12 BY adding to
13 Article - Education
14 Section 6-116
15 Annotated Code of Maryland
16 (2004 Replacement Volume and 2004 Supplement)

17 BY repealing
18 Article - Education
19 Section 4-309.1
20 Annotated Code of Maryland
21 (2004 Replacement Volume and 2004 Supplement)

22 Preamble

23 WHEREAS, The State Department of Education and the State Superintendent
24 of Schools launched the Maryland Distinguished Principal Fellowship Program to
25 bring outstanding principals who had demonstrated success in improving student
26 performance to the most challenging schools in Baltimore City; and

27 WHEREAS, In 3 years the positive results of the Fellowship Program are
28 notable including increased student attendance, higher teacher retention, and
29 significant improvement in student achievement in the Fellowship schools; and

30 WHEREAS, The General Assembly recognizes that developing instructional
31 leaders is vital to improving school and student achievement throughout Maryland;
32 and

33 WHEREAS, The General Assembly desires to expand the Fellowship Program
34 statewide to focus on school instructional leadership, school improvement, and school
35 leadership succession identified for restructuring; now, therefore,

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

Article - Education

1 6-116.

2 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
3 INDICATED.

4 (2) "ELIGIBLE SCHOOL" MEANS A PUBLIC SCHOOL IDENTIFIED FOR
5 RESTRUCTURING UNDER THE ACCOUNTABILITY REGULATIONS OF THE STATE
6 BOARD.

7 (3) "EMPLOYER SCHOOL SYSTEM" MEANS THE LOCAL SCHOOL SYSTEM
8 WHERE AN APPLICANT TO THE PROGRAM IS EMPLOYED AT THE TIME OF SELECTION
9 AS A FELLOW.

10 (4) "FELLOW" MEANS AN INDIVIDUAL SELECTED TO PARTICIPATE IN
11 THE PROGRAM.

12 (5) "PROGRAM" MEANS THE PRINCIPAL FELLOWSHIP AND LEADERSHIP
13 DEVELOPMENT PROGRAM.

14 (6) "RECEIVING SCHOOL" MEANS A PUBLIC SCHOOL WHERE A FELLOW
15 IS PLACED.

16 (7) "RECEIVING SCHOOL SYSTEM" MEANS THE LOCAL SCHOOL SYSTEM
17 IN WHICH THE PUBLIC SCHOOL WHERE A FELLOW IS PLACED IS LOCATED.

18 (B) THERE IS A STATEWIDE ELEMENTARY AND SECONDARY EDUCATION
19 PRINCIPAL FELLOWSHIP AND LEADERSHIP DEVELOPMENT PROGRAM IN THE
20 DEPARTMENT.

21 (C) (1) THE DEPARTMENT SHALL DEVELOP CRITERIA FOR THE SELECTION
22 OF:

23 (I) FELLOWS; AND

24 (II) RECEIVING SCHOOLS.

25 (2) SUBJECT TO THE APPROVAL OF THE STATE BOARD, THE STATE
26 SUPERINTENDENT MAY REQUIRE A SCHOOL SYSTEM IN CORRECTIVE ACTION TO
27 PARTICIPATE IN THE PROGRAM.

28 (3) A PRINCIPAL IN A LOCAL SCHOOL SYSTEM IN THE STATE MAY NOT
29 PARTICIPATE IN THE PROGRAM IN AN ELIGIBLE SCHOOL WITHIN THE SAME LOCAL
30 SCHOOL SYSTEM.

31 (4) (1) A COUNTY SUPERINTENDENT MAY NOMINATE A
32 PRINCIPAL OR ASSISTANT PRINCIPAL FROM WITHIN THE LOCAL SCHOOL SYSTEM TO
33 PARTICIPATE IN THE PROGRAM IN AN ELIGIBLE SCHOOL WITHIN A DIFFERENT
34 LOCAL SCHOOL SYSTEM.

1 (II) A COUNTY SUPERINTENDENT MAY NOT NOMINATE A
2 PRINCIPAL OR ASSISTANT PRINCIPAL FROM WITHIN THE LOCAL SCHOOL SYSTEM TO
3 PARTICIPATE IN THE PROGRAM IN AN ELIGIBLE SCHOOL WITHIN THE LOCAL
4 SCHOOL SYSTEM.

5 (4) (5) THE PLACEMENT OF A FELLOW IN AN ELIGIBLE SCHOOL
6 SATISFIES THE ALTERNATIVE GOVERNANCE REQUIREMENT OF THE
7 ACCOUNTABILITY REGULATIONS OF THE STATE BOARD.

8 (D) (1) A FELLOW SHALL RECEIVE AN ANNUAL COMPENSATION THAT
9 CONSISTS OF:

10 (I) A SALARY AT THE LEVEL AND STEP THE FELLOW WOULD HAVE
11 RECEIVED ACCORDING TO THE SALARY SCALE OF THE EMPLOYER SCHOOL SYSTEM;
12 AND

13 (II) A ~~\$30,000~~ \$20,000 ANNUAL STIPEND.

14 (2) THE COMPENSATION DESCRIBED UNDER PARAGRAPH (1) OF THIS
15 SUBSECTION SHALL BE INCLUDED IN THE STATE CALCULATION FOR RETIREMENT
16 PURPOSES UNDER TITLES 22 AND 23 OF THE STATE PERSONNEL AND PENSIONS
17 ARTICLE.

18 (3) FOR EACH YEAR OF THE FELLOW'S PLACEMENT IN A RECEIVING
19 SCHOOL, THE DEPARTMENT SHALL ISSUE A GRANT TO THE RECEIVING SCHOOL
20 SYSTEM IN AN AMOUNT THAT COVERS:

21 (I) THE ANNUAL STIPEND; AND

22 (II) IF THE FELLOW'S SALARY AT THE LEVEL AND STEP ON THE
23 SALARY SCALE OF THE RECEIVING SCHOOL SYSTEM AS OF JULY 1 IS LESS THAN
24 THAT OF THE LEVEL AND STEP ON THE SALARY SCALE OF THE EMPLOYER SCHOOL
25 SYSTEM, THE AMOUNT OF THE DIFFERENCE.

26 (4) THE RECEIVING SCHOOL SYSTEM SHALL REIMBURSE THE
27 EMPLOYER SCHOOL SYSTEM FOR:

28 (I) ~~THE SALARY OF THE FELLOW IN AN AMOUNT EQUAL TO THE~~
29 ~~AMOUNT AT THE LEVEL AND STEP ON THE SALARY SCALE WHERE THE FELLOW~~
30 ~~WOULD BE AS OF JULY 1 ON THE SALARY SCALE OF THE RECEIVING SCHOOL~~
31 ~~SYSTEM;~~

32 (II) THE ANNUAL STIPEND; AND

33 (III) ~~IF THE FELLOW'S SALARY AT THE LEVEL AND STEP ON THE~~
34 ~~SALARY SCALE OF THE RECEIVING SCHOOL SYSTEM AS OF JULY 1 IS LESS THAN~~
35 ~~THAT OF THE LEVEL AND STEP ON THE SALARY SCALE OF THE EMPLOYER SCHOOL~~
36 ~~SYSTEM, THE AMOUNT OF THE DIFFERENCE; AND~~

1 ~~(IV)~~ (III) THE INCREASE, IF ANY, IN FRINGE BENEFIT COSTS
2 ASSOCIATED WITH THE FELLOW'S ANNUAL SALARY INCLUDING THE STIPEND.

3 ~~(E)~~ FOR FISCAL YEAR 2007 AND EACH SUBSEQUENT FISCAL YEAR, THE
4 GOVERNOR SHALL INCLUDE IN THE OPERATING BUDGET FUNDING AS PROVIDED IN
5 SUBSECTION (D) OF THIS SECTION FOR:

6 ~~(1)~~ THE ANNUAL STIPEND; AND

7 ~~(2)~~ THE STATE'S SHARE OF THE SALARY, IF ANY, OF EACH FELLOW
8 PARTICIPATING IN THE PROGRAM.

9 ~~(F)~~ (E) (1) EACH YEAR THE STATE SUPERINTENDENT SHALL SELECT
10 FROM A LIST OF QUALIFIED APPLICANTS A MAXIMUM OF 10 FELLOWS AND PLACE
11 THEM IN PUBLIC SCHOOLS IDENTIFIED FOR RESTRUCTURING IN ACCORDANCE WITH
12 THE SELECTION CRITERIA.

13 (2) EACH FELLOW SHALL MAKE A COMMITMENT TO SERVE FOR 3 YEARS
14 IF SELECTED.

15 ~~(G)~~ (F) (1) SUBJECT TO THE APPROVAL OF BOTH THE STATE
16 SUPERINTENDENT AND THE COUNTY SUPERINTENDENT, THE FELLOW MAY SELECT,
17 FROM AMONG QUALIFIED EMPLOYEES OF THE RECEIVING SCHOOL SYSTEM, THE
18 ASSISTANT PRINCIPALS IN THE RECEIVING SCHOOL WHERE THE FELLOW IS PLACED.

19 (2) IN ORDER TO ADDRESS ORDERLY SUCCESSION IN SCHOOL
20 LEADERSHIP, THE FELLOW SHALL, SUBJECT TO THE APPROVAL OF BOTH THE STATE
21 SUPERINTENDENT AND THE COUNTY SUPERINTENDENT OF THE RECEIVING SCHOOL
22 SYSTEM, SELECT A QUALIFIED EMPLOYEE OF THE RECEIVING SCHOOL SYSTEM, ON
23 OR BEFORE THE START OF THE THIRD YEAR OF THE FELLOW'S PLACEMENT, TO
24 SERVE AS THE ASSISTANT PRINCIPAL IN THE RECEIVING SCHOOL WHO WILL
25 ASSUME LEADERSHIP OF THE SCHOOL AFTER THE FELLOW'S DEPARTURE.

26 (3) PROVIDED THAT THE ASSISTANT PRINCIPAL SELECTED UNDER
27 PARAGRAPH (2) OF THIS SUBSECTION HAS DEMONSTRATED SATISFACTORY
28 PERFORMANCE, THE ASSISTANT PRINCIPAL SHALL BECOME THE PRINCIPAL OF THE
29 SCHOOL AFTER THE DEPARTURE OF THE FELLOW.

30 ~~(H)~~ (G) THE DEPARTMENT SHALL ACT AS A FISCAL AGENT FOR STATE
31 FUNDS APPROPRIATED UNDER THIS SECTION.

32 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
33 read as follows:

34 Article - Education

35 [4-309.1.

36 The Department, in consultation with the Baltimore City Public School System,
37 shall design a principal development initiative that will match distinguished

1 principals from outside the system and action support teams with principals in
2 training in the Baltimore City Public School System.]

3 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That Section 2 of this Act
4 shall take effect July 1, ~~2005~~ 2006.

5 SECTION 4. AND BE IT FURTHER ENACTED, That, except as provided in
6 Section 3 of this Act, this Act shall take effect July 1, 2005.