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By: **Senator Conway**

Introduced and read first time: February 4, 2005

Assigned to: Education, Health, and Environmental Affairs

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A BILL ENTITLED

1 AN ACT concerning

2                                   **Education - Positive Behavioral Interventions and Support Programs -**  
3                                   **Regulations**

4 FOR the purpose of requiring the State Board of Education to adopt regulations  
5 relating to Positive Behavioral Interventions and Support Programs on or before  
6 a certain date; and generally relating to Positive Behavioral Interventions and  
7 Support Programs.

8 BY repealing and reenacting, with amendments,  
9 Article - Education  
10 Section 7-304.1  
11 Annotated Code of Maryland  
12 (2004 Replacement Volume and 2004 Supplement)

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

15                                   **Article - Education**

16 7-304.1.

17 (a) In this section, "Positive Behavioral Interventions and Support Program"  
18 means the research-based, systems approach method adopted by the State Board to  
19 build capacity among school staff to adopt and sustain the use of positive, effective  
20 practices to create learning environments where teachers can teach and students can  
21 learn.

22 (b) Each county board of education and the Board of School Commissioners of  
23 Baltimore City shall require an elementary school that has a suspension rate that  
24 exceeds 18 percent of the elementary school's enrollment to implement:

- 25 (1) A positive behavioral interventions and support program; or  
26 (2) An alternative behavioral modification program in collaboration with  
27 the Department.

1 (c) The State Board shall adopt regulations ON OR BEFORE OCTOBER 1, 2005,  
2 to implement the provisions of this section.

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