

(PRE-FILED)

By: **Delegate Pugh**
 Requested: August 29, 2005
 Introduced and read first time: January 11, 2006
 Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Expansion of the Juvenile Services Alternative Education**
 3 **Program**

4 FOR the purpose of expanding the juvenile services alternative education program to
 5 include programs in Baltimore City and Prince George's County; altering the
 6 membership of the Juvenile Services Alternative Education Program Advisory
 7 Board; and generally relating to the expansion of the juvenile services
 8 alternative education program to Baltimore City and Prince George's County.

9 BY repealing and reenacting, with amendments,
 10 Article - Education
 11 Section 7-305.1
 12 Annotated Code of Maryland
 13 (2004 Replacement Volume and 2005 Supplement)

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

16 **Article - Education**

17 7-305.1.

18 (a) The State Board shall establish in [a county designated by the State
 19 Superintendent] BALTIMORE CITY AND PRINCE GEORGE'S COUNTY a juvenile
 20 services alternative education program for public school students who are suspended,
 21 expelled, or identified as being candidates for suspension or expulsion as provided in
 22 subsection (f) of this section.

23 (b) The Department shall oversee the juvenile services disciplinary
 24 alternative education program for public school students who are:

- 25 (1) Suspended, expelled, or identified as being candidates for suspension
- 26 or expulsion; or
- 27 (2) Ordered to attend as a condition of probation by the juvenile court.

1 (c) (1) With the advice of the Juvenile Services Alternative Education
2 Program Advisory Board, the State Board shall organize and run the juvenile services
3 alternative education program.

4 (2) The Juvenile Services Alternative Education Program Advisory
5 Board shall be composed of:

6 (i) One member of the Senate of Maryland, appointed by the
7 President of the Senate;

8 (ii) One member of the House of Delegates, appointed by the
9 Speaker of the House;

10 (iii) One [of the county's] circuit court [judges] JUDGE FROM
11 BALTIMORE CITY;

12 (IV) ONE CIRCUIT COURT JUDGE FROM PRINCE GEORGE'S COUNTY;

13 [(iv)] (V) The county executive OF PRINCE GEORGE'S COUNTY or the
14 county executive's designee;

15 (VI) THE MAYOR OF BALTIMORE CITY OR THE MAYOR'S DESIGNEE;

16 [(v)] (VII) The Secretary of Juvenile Services or the Secretary's
17 designee; [and]

18 (VIII) ONE MEMBER WHO IS A RESIDENT OF BALTIMORE CITY AND
19 THE COMMUNITY IN WHICH THE ALTERNATIVE EDUCATION PROGRAM IS LOCATED,
20 APPOINTED BY THE MAYOR OF BALTIMORE CITY; AND

21 [(vi)] (IX) One member who is a resident of [the county] PRINCE
22 GEORGE'S COUNTY and the community in which the alternative education program is
23 located, appointed by the county executive.

24 (d) (1) With the advice of the Juvenile Services Alternative Education
25 Program Advisory Board, the State Board shall select a private agency to administer
26 the juvenile services alternative education program.

27 (2) The selected private agency shall:

28 (i) Provide proof of student progress in reading and mathematics;
29 and

30 (ii) Have at least 3 years of experience serving students that are
31 suspended, expelled, or identified as being candidates for suspension or expulsion.

32 (e) A juvenile services alternative education program may be operated in a
33 facility owned and operated by:

34 (1) A private party; or

1 (2) A county board.

2 (f) Except for a student who is adjudicated delinquent and committed by the
3 juvenile court to a public or licensed private agency for placement in a facility under
4 § 3-8A-19 of the Courts Article, a student who is required to attend school under §
5 7-301 of this subtitle and who is suspended, expelled, or identified as being a
6 candidate for suspension or expulsion from a public school in the county designated
7 under subsection (a) of this section shall attend the juvenile services alternative
8 education program beginning the first day of the student's suspension or expulsion.

9 (g) The juvenile services alternative education program shall:

10 (1) Provide programs designed to promote self-discipline and reduce
11 disruptive behavior in the school environment;

12 (2) Ensure that the student continues to receive appropriate educational
13 and related services during the term of the suspension or expulsion including a focus
14 in the following academic areas:

15 (i) English and language arts;

16 (ii) Mathematics;

17 (iii) Science; and

18 (iv) Social studies; and

19 (3) Offer services to facilitate the student's transition back to the school
20 after completion of the term of suspension or expulsion.

21 (h) Each county board shall consider course credit earned by a student while
22 in a juvenile services alternative education program as credit earned in a county
23 school.

24 (i) [The] A county board shall pay to the juvenile services alternative
25 education program the basic current expenses per pupil for each student transferred
26 to the juvenile services alternative education program from the county's schools.

27 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
28 October 1, 2006.