
By: **Chairman, Ways and Means Committee (By Request - Departmental - Education)**

Introduced and read first time: January 20, 2006

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: March 14, 2006

CHAPTER _____

1 AN ACT concerning

2 **Education - Juvenile Services Alternative Education Program**

3 FOR the purpose of repealing a certain juvenile services alternative education
4 program and the Juvenile Services Alternative Education Program Advisory
5 Board; and generally relating to the juvenile services alternative education
6 program.

7 BY repealing
8 Article - Education
9 Section 7-305.1
10 Annotated Code of Maryland
11 (2004 Replacement Volume and 2005 Supplement)

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

14 **Article - Education**

15 [7-305.1.

16 (a) The State Board shall establish in a county designated by the State
17 Superintendent a juvenile services alternative education program for public school
18 students who are suspended, expelled, or identified as being candidates for
19 suspension or expulsion as provided in subsection (f) of this section.

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

1 (1) Suspended, expelled, or identified as being candidates for suspension
2 or expulsion; or

3 (2) Ordered to attend as a condition of probation by the juvenile court.

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

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

9 (i) One member of the Senate of Maryland, appointed by the
10 President of the Senate;

11 (ii) One member of the House of Delegates, appointed by the
12 Speaker of the House;

13 (iii) One of the county's circuit court judges;

14 (iv) The county executive or the county executive's designee;

15 (v) The Secretary of Juvenile Services or the Secretary's designee;
16 and

17 (vi) One member who is a resident of the county and the community
18 in which the alternative education program is located, appointed by the county
19 executive.

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

23 (2) The selected private agency shall:

24 (i) Provide proof of student progress in reading and mathematics;
25 and

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

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

30 (1) A private party; or

31 (2) A county board.

32 (f) Except for a student who is adjudicated delinquent and committed by the
33 juvenile court to a public or licensed private agency for placement in a facility under
34 § 3-8A-19 of the Courts Article, a student who is required to attend school under §

1 7-301 of this subtitle and who is suspended, expelled, or identified as being a
2 candidate for suspension or expulsion from a public school in the county designated
3 under subsection (a) of this section shall attend the juvenile services alternative
4 education program beginning the first day of the student's suspension or expulsion.

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

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

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

11 (i) English and language arts;

12 (ii) Mathematics;

13 (iii) Science; and

14 (iv) Social studies; and

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

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

20 (i) The county board shall pay to the juvenile services alternative education
21 program the basic current expenses per pupil for each student transferred to the
22 juvenile services alternative education program from the county's schools.]

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
24 effect July 1, 2006.