
By: **Chair, Education, Health, and Environmental Affairs Committee (By
Request - Departmental - Education)**

Introduced and read first time: January 16, 2006

Rules suspended

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: February 7, 2006

CHAPTER _____

1 AN ACT concerning

2 **Education - Nonpublic School Employees - Criminal Convictions**

3 FOR the purpose of prohibiting certain nonpublic schools from hiring or retaining
4 certain employees who the school knows have been convicted of certain crimes;
5 requiring the State Department of Education to revoke the certificate of
6 approval or letter of tentative approval of a certain nonpublic school that
7 violates this Act; and generally relating to nonpublic schools.

8 BY adding to

9 Article - Education

10 Section 2-206.1

11 Annotated Code of Maryland

12 (2004 Replacement Volume and 2005 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 2-206.1.

17 (A) A NONPUBLIC SCHOOL THAT IS SUBJECT TO THE REQUIREMENTS OF THIS
18 TITLE MAY NOT HIRE OR RETAIN ANY EMPLOYEE WHO WORKS WITH OR HAS ACCESS
19 TO STUDENTS AND WHO THE SCHOOL KNOWS HAS BEEN CONVICTED OF A CRIME
20 INVOLVING:

1 (1) AN OFFENSE UNDER § 3-307 OF THE CRIMINAL LAW ARTICLE;

2 (2) CHILD SEXUAL ABUSE UNDER § 3-602 OF THE CRIMINAL LAW
3 ARTICLE, OR AN OFFENSE UNDER THE LAWS OF ANOTHER STATE THAT WOULD
4 CONSTITUTE CHILD SEXUAL ABUSE UNDER § 3-602 OF THE CRIMINAL LAW ARTICLE
5 IF COMMITTED IN THIS STATE; OR

6 (3) A CRIME OF VIOLENCE AS DEFINED IN § 14-101 OF THE CRIMINAL
7 LAW ARTICLE, OR AN OFFENSE UNDER THE LAWS OF ANOTHER STATE THAT WOULD
8 BE A VIOLATION OF § 14-101 OF THE CRIMINAL LAW ARTICLE IF COMMITTED IN THIS
9 STATE.

10 (B) THE DEPARTMENT SHALL REVOKE THE CERTIFICATE OF APPROVAL OR
11 LETTER OF TENTATIVE APPROVAL OF A NONPUBLIC SCHOOL THAT VIOLATES THIS
12 SECTION.

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