

SB0009/214631/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 9
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Education” and substitute “State Department of Education and Department of Health and Mental Hygiene”; in lines 2 and 3, strike “Youth Risk Behavior Surveillance System Survey” and substitute “Workgroup”; strike beginning with “requiring” in line 4 down through “terms;” in line 14 and substitute “requiring the Department of Education and the Department of Health and Mental Hygiene jointly to establish a certain Workgroup; providing for the composition, meeting requirements, purposes, and duties of the Workgroup; authorizing the Workgroup to consult with certain groups or individuals; requiring the Workgroup to submit a certain report to certain committees of the General Assembly on or before a certain date in certain years;”; strike beginning with “requiring” in line 14 down through “year” in line 15 and substitute “providing for the termination of this Act”; strike beginning with “the” in line 15 down through “survey” in line 17 and substitute “the establishment of a Workgroup relating to student surveys”; in line 18, strike “with” and substitute “without”; and in line 23, strike “repealing and reenacting, with amendments,” and substitute “adding to”.

AMENDMENT NO. 2

On page 2, in line 1, strike “Health – General” and substitute “Education”; in line 2, strike “13–1001(l) and (w) and 13–1003(d)” and substitute “7–420.1”; in line 4, strike “2005” and substitute “2006”; in the same line, strike “and 2006 Supplement”; strike in their entirety lines 5 through 9, inclusive; strike beginning with “provides” in line 17 down through “areas” in line 18 and substitute “has established and maintains, in collaboration with the states, systems for the collection of data regarding the use of tobacco, alcohol, and other drugs by youth, including the Youth Tobacco Survey and the Youth Risk Behavior Survey”; strike beginning with “the” in line 19 down through “survey” in line 20 and substitute “these surveys”; strike in their entirety lines 23

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through 25, inclusive; and strike beginning with “The” in line 28 down through “drugs” in line 31 and substitute “It is desirable to minimize the administrative impact of these surveys on both students and schools as well as improve the quality and validity of the data collected”.

AMENDMENT NO. 3

On page 3, strike in their entirety lines 2 through 24, inclusive, and substitute:

“7-420.

(a) The Department shall establish procedures for the administration of the Centers for Disease Control and Prevention Youth Risk Behavior Surveillance System survey.

(b) The Department may omit up to a maximum of one-third of the survey questions if the Department considers the content of the questions inappropriate.”;

in line 25, strike the brackets; in the same line, strike “(D)”; in line 26, in each instance, strike the bracket; and in the same line, strike “NOTIFY PARENTS”.

On page 4, in line 1, in each instance, strike the bracket; strike beginning with “NOTIFICATION” in line 1 down through “SUBSECTION” in line 2; strike beginning with the colon in line 2 down through “(II)” in line 5; in line 5, strike the brackets; and in the same line, strike “A”.

On pages 4 and 5, strike in their entirety the lines beginning with line 9 on page 4 through line 17 on page 5, inclusive, and substitute:

“7-420.1.

(A) THE DEPARTMENT AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE JOINTLY SHALL ESTABLISH A WORKGROUP TO EVALUATE AND REDUCE:

(1) THE IMPACT ON SCHOOLS OF ADMINISTERING VARIOUS HEALTH-RELATED SURVEYS TO STUDENTS; AND

(2) THE IMPACT ON STUDENTS OF TAKING VARIOUS HEALTH-RELATED SURVEYS WITH SIMILAR OR OVERLAPPING CONTENT.

(B) THE WORKGROUP SHALL BE COMPOSED OF THE FOLLOWING:

(1) AT LEAST ONE REPRESENTATIVE FROM THE DEPARTMENT;

(2) AT LEAST ONE REPRESENTATIVE FROM THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE;

(3) REPRESENTATIVES FROM LOCAL SCHOOL DISTRICTS OF VARYING SIZES;

(4) REPRESENTATIVES FROM LOCAL HEALTH DEPARTMENTS OF VARYING SIZES;

(5) AT LEAST ONE REPRESENTATIVE WHO IS A PARENT WITH A CHILD IN A PUBLIC SCHOOL;

(6) ONE EPIDEMIOLOGIST WHO HAS KNOWLEDGE OF AND EXPERIENCE WITH STATISTICAL ANALYSIS; AND

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(7) REPRESENTATIVES WHO HAVE KNOWLEDGE OF AND EXPERIENCE WITH THE MARYLAND ADOLESCENT SURVEY, THE MARYLAND YOUTH TOBACCO SURVEY, THE YOUTH RISK BEHAVIOR SURVEY, OR ANY OTHER HEALTH-RELATED SURVEY ADMINISTERED TO STUDENTS IN A PUBLIC SCHOOL FROM:

(i) THE DEPARTMENT; AND

(ii) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.

(c) THE WORKGROUP SHALL MEET AS A WHOLE AT LEAST FOUR TIMES EACH YEAR.

(d) THE PURPOSES OF THE WORKGROUP ARE TO:

(1) MINIMIZE THE IMPACT ON SCHOOLS OF ADMINISTERING HEALTH-RELATED SURVEYS TO STUDENTS DURING SCHOOL HOURS;

(2) MINIMIZE THE IMPACT ON STUDENTS OF TAKING HEALTH-RELATED SURVEYS WITH SIMILAR OR OVERLAPPING CONTENT; AND

(3) COLLECT VALID AND OBJECTIVE DATA FROM HEALTH-RELATED SURVEYS OF STUDENTS THAT MEET THE LEGAL DATA COLLECTION RESPONSIBILITIES OF THE DEPARTMENT AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE TO THE FEDERAL GOVERNMENT.

(e) THE WORKGROUP SHALL STUDY AND EVALUATE:

(1) THE FEASIBILITY AND DESIRABILITY OF DEVELOPING AND ADMINISTERING A SINGLE SURVEY INSTRUMENT;

(2) THE COORDINATED ADMINISTRATION OF SEVERAL SURVEYS DURING A SINGLE SESSION;

(3) THE COORDINATED ADMINISTRATION OF SURVEYS USING CORE SURVEY MODULES SUPPLEMENTED BY ADDITIONAL SURVEY MODULES;

(4) ALTERNATING THE ADMINISTRATION OF SURVEYS OVER MULTIPLE SCHOOL YEARS;

(5) METHODS OF ADMINISTERING HEALTH-RELATED SURVEYS TO STUDENTS USED BY OTHER STATES, WITH EMPHASIS ON STATES THAT CONDUCT COUNTY-SPECIFIC SURVEYS; AND

(6) USING A COMBINATION OF SURVEY ADMINISTRATION METHODS, INCLUDING ADMINISTERING COUNTY-SPECIFIC SURVEYS WITH STATEWIDE SURVEYS.

(F) THE WORKGROUP MAY CONSULT WITH THE FOLLOWING ENTITIES, GROUPS, OR INDIVIDUALS:

(1) THE FEDERAL CENTERS FOR DISEASE CONTROL AND PREVENTION OR ANY OTHER UNIT OF FEDERAL GOVERNMENT THAT ISSUES GUIDELINES OR RECOMMENDATIONS REGARDING ANY HEALTH-RELATED SURVEY ADMINISTERED TO YOUTH;

(2) COUNTY HEALTH OFFICERS OR HEALTH EDUCATORS TO ASSESS:

(I) THE UTILITY OF SURVEY DATA; AND

(Over)

(II) WHETHER CHANGES TO SURVEY METHODOLOGY ARE NEEDED TO IMPROVE THE DATA COLLECTED; AND

(3) PARENTS, TEACHERS, AND PRINCIPALS TO:

(I) DETERMINE THE IMPACT OF ADMINISTERING SURVEYS;
AND

(II) SOLICIT IDEAS FOR REDUCING THE IMPACT OF ADMINISTERING OR TAKING SURVEYS.

(G) (1) ON OR BEFORE SEPTEMBER 1, 2008, THE WORKGROUP SHALL SUBMIT A REPORT, IN ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE SENATE FINANCE COMMITTEE, THE SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE, THE HOUSE HEALTH AND GOVERNMENT OPERATIONS COMMITTEE, AND THE HOUSE WAYS AND MEANS COMMITTEE ON ITS FINDINGS AND RECOMMENDATIONS.

(2) THE REPORT SHALL INCLUDE:

(I) A DESCRIPTION OF EACH HEALTH-RELATED SURVEY ADMINISTERED TO STUDENTS IN SCHOOLS BY THE DEPARTMENT OR THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE, INCLUDING:

1. THE NAME OF THE SPONSORING AGENCY;
2. ANY APPLICABLE FEDERAL OR STATE MANDATES THAT IMPACT THE METHODS OF ADMINISTERING THE SURVEY;

- 3. THE SURVEY METHODOLOGY;**
- 4. A SAMPLE SURVEY QUESTIONNAIRE;**
- 5. THE SAMPLE SIZE AND FREQUENCY OF THE SURVEY ADMINISTRATION;**
- 6. FUNDING SOURCES AND SURVEY COSTS; AND**
- 7. A COPY OF THE EXECUTIVE SUMMARY OF THE LATEST REPORT DEVELOPED FROM EACH SURVEY;**

(II) AN EXPLANATION OF:

- 1. THE UTILITY OF THE DATA COLLECTED BY THE SURVEY; AND**
- 2. HOW THE DATA WILL BE USED TO STUDY OR IMPROVE STATE AND LOCAL HEALTH EDUCATION OR SAFETY FOR YOUTH OF THE STATE;**

(III) AN EXPLANATION OF METHODS OF SURVEY ADMINISTRATION USED IN OTHER STATES THAT ADMINISTER COUNTY-LEVEL HEALTH-RELATED SURVEYS TO STUDENTS;

(IV) A SUMMARY OF ANY CONCERNS EXPRESSED BY LOCAL SCHOOL DISTRICTS, PRINCIPALS, TEACHERS, OR PARENTS REGARDING:

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1. THE IMPACT OF ADMINISTERING OR TAKING SURVEYS; AND

2. IDEAS FOR ALTERNATIVE WAYS OF MINIMIZING THE IMPACT OF ADMINISTERING OR TAKING SURVEYS;

(V) AN ANALYSIS OF ALTERNATIVE SURVEYS CONSIDERED, INCLUDING THE ADVANTAGES AND DISADVANTAGES OF EACH SURVEY CONSIDERED, INCLUDING:

1. THE FEASIBILITY OF USE AND IMPLEMENTATION;

2. CONSISTENCY WITH THE PURPOSES OF THE WORKGROUP; AND

3. COMPLIANCE WITH FEDERAL AND STATE LEGAL REQUIREMENTS;

(VI) AN ANALYSIS OF ANY CHANGES MADE TO THE ADMINISTRATION OF SURVEYS IN SCHOOLS AND HOW THE CHANGES HELPED TO REDUCE THE IMPACT ON SCHOOLS AND STUDENTS; AND

(VII) ANY OTHER RECOMMENDATIONS OF THE WORKGROUP, INCLUDING LEGAL, REGULATORY, OR POLICY CHANGES.”.

AMENDMENT NO. 4

On page 5, in line 18, strike “3.” and substitute “2.”; in line 19, strike “October” and substitute “July”; and in the same line, after “2007.” insert “It shall remain effective for a period of 2 years and, at the end of June 30, 2009, with no further action”

required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.