

# HOUSE BILL 639

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71r2836  
CF SB 242

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By: **Delegates Stukes, Ali, Anderson, Boteler, Carter, Conaway, Glenn, Harrison, Haynes, Kipke, Kirk, Robinson, Schuh, and Tarrant**

Introduced and read first time: February 8, 2007

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Multiple Student Suspensions – Services and Actions Required**

3 FOR the purpose of requiring certain principals to report certain suspensions of  
4 certain students in writing to certain county superintendents within certain  
5 periods of time; requiring certain principals to refer certain students to certain  
6 pupil services teams and give certain notice to certain students and certain  
7 parents or guardians that certain pupil services teams shall meet within a  
8 certain period of time; requiring certain notice to be provided in certain  
9 languages or certain modes of communication; requiring certain pupil services  
10 teams to meet with certain students and certain parents or guardians to develop  
11 certain plans, determine certain dates and times for certain subsequent  
12 meetings, identify certain resources to be used for certain purposes, and review  
13 certain student records within a certain period of time; requiring certain pupil  
14 services teams to refer to certain community resources lists in developing  
15 certain plans; and generally relating to student suspensions.

16 BY adding to

17 Article – Education  
18 Section 7–305(c–1)  
19 Annotated Code of Maryland  
20 (2006 Replacement Volume)

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

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



**Article - Education**

7-305.

**(C-1) (1) IF A STUDENT IS SUBJECT TO MULTIPLE SUSPENSIONS THAT BRING THE CUMULATIVE NUMBER OF DAYS THAT THE STUDENT IS ABSENT FROM SCHOOL TO MORE THAN 10 SCHOOL DAYS IN A SCHOOL YEAR, THE PRINCIPAL IMMEDIATELY SHALL REPORT ANY SUBSEQUENT SUSPENSIONS IN WRITING TO THE COUNTY SUPERINTENDENT.**

**(2) WITHIN 5 DAYS AFTER A SUSPENSION THAT BRINGS THE CUMULATIVE NUMBER OF DAYS THAT THE STUDENT IS ABSENT FROM SCHOOL TO MORE THAN 10 SCHOOL DAYS IN A SCHOOL YEAR THE PRINCIPAL SHALL:**

**(I) REFER THE STUDENT TO THE SCHOOL'S PUPIL SERVICES TEAM; AND**

**(II) GIVE WRITTEN NOTICE TO THE STUDENT AND THE PARENT OR GUARDIAN OF THE STUDENT THAT THE SCHOOL'S PUPIL SERVICES TEAM SHALL MEET.**

**(3) THE NOTICE REQUIRED UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION SHALL BE PROVIDED IN THE NATIVE LANGUAGE OR OTHER MODE OF COMMUNICATION OF THE PARENT OR GUARDIAN OF THE STUDENT.**

**(4) WITHIN 10 DAYS AFTER THE REFERRAL TO THE SCHOOL'S PUPIL SERVICES TEAM, THE PUPIL SERVICES TEAM SHALL MEET WITH THE STUDENT AND THE PARENT OR GUARDIAN OF THE STUDENT IN ORDER TO:**

**(I) DEVELOP A PLAN TO PREVENT FURTHER SUSPENSIONS;**

**(II) DETERMINE DATES AND TIMES FOR SUBSEQUENT MEETINGS TO REVIEW AND REVISE THE PLAN AS NECESSARY;**

**(III) IDENTIFY ADDITIONAL RESOURCES THAT MAY BE USED TO MINIMIZE THE LIKELIHOOD OF ADDITIONAL SUSPENSIONS INCLUDING:**

**1. REFERRAL TO COMMUNITY CONFERENCING OR MEDIATION, OR BOTH;**

1                                   **2. REFERRAL TO COMMUNITY MENTAL HEALTH**  
2 **SERVICES; AND**

3                                   **3. STAFF TRAINING ON POSITIVE BEHAVIOR**  
4 **INTERVENTIONS AND SUPPORTS; AND**

5                                   **(IV) REVIEW THE STUDENT'S RECORD AND OTHER**  
6 **RELEVANT INFORMATION TO DETERMINE WHETHER THE STUDENT MAY HAVE A**  
7 **DISABILITY THAT WARRANTS A REFERRAL TO THE SCHOOL-BASED**  
8 **INDIVIDUALIZED EDUCATION PROGRAM TEAM.**

9                                   **(5) THE SCHOOL'S PUPIL SERVICES TEAM SHALL REFER TO A**  
10 **COMMUNITY RESOURCES LIST PROVIDED BY THE COUNTY BOARD IN**  
11 **ACCORDANCE WITH § 7-310 OF THIS SUBTITLE IN DEVELOPING A PLAN UNDER**  
12 **PARAGRAPH (4)(I) OF THIS SUBSECTION.**

13                                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
14 October 1, 2007.