

# SENATE BILL 133

F1  
HB 144/06 – W&M

71r1266

---

By: **Senators Pugh, Britt, Conway, DeGrange, Jones, Lenett, McFadden, Muse, and Raskin**

Introduced and read first time: January 24, 2007

Assigned to: Education, Health, and Environmental Affairs

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Student Suspension – In-School Requirement**

3 FOR the purpose of defining the term “suspension” to require certain students to  
4 report to a certain school location and certain school official or teacher on school  
5 grounds for a certain number of school days determined by the school principal;  
6 prohibiting school officials from removing certain students from school grounds  
7 as a condition of suspension except in certain circumstances; and generally  
8 relating to an in-school requirement for suspended students.

9 BY adding to

10 Article – Education  
11 Section 7–305(a)  
12 Annotated Code of Maryland  
13 (2006 Replacement Volume)

14 BY repealing and reenacting, with amendments,

15 Article – Education  
16 Section 7–305(a) and (d)  
17 Annotated Code of Maryland  
18 (2006 Replacement Volume)

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

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1

**Article - Education**

2 7-305.

3 (A) (1) **IN THIS SECTION, "SUSPENSION" MEANS:**4 (I) **REMOVING A STUDENT FROM CLASSES FOR DISRUPTIVE**  
5 **BEHAVIOR;**6 (II) **REQUIRING THE STUDENT TO REPORT TO A SPECIFIC**  
7 **SCHOOL LOCATION AND A DESIGNATED SCHOOL OFFICIAL OR TEACHER WHERE**  
8 **THE STUDENT CAN CONTINUE TO DO ASSIGNED SCHOOLWORK FOR THE NUMBER**  
9 **OF SCHOOL DAYS DETERMINED BY THE PRINCIPAL; AND**10 (III) **EXCLUDING THE STUDENT FROM ALL**  
11 **SCHOOL-SPONSORED ACTIVITIES FOR THE NUMBER OF SCHOOL DAYS**  
12 **DETERMINED BY THE PRINCIPAL.**13 (2) **"SUSPENSION" DOES NOT INCLUDE THE REMOVAL OF A**  
14 **STUDENT FROM THE SCHOOL GROUNDS EXCEPT FOR PLACEMENT IN A SPECIAL**  
15 **OR ALTERNATIVE EDUCATION ENVIRONMENT.**16 [(a)] (A-1) (1) In accordance with the rules and regulations of the county  
17 board, each principal of a public school may suspend for cause, for not more than 10  
18 school days, any student in the school who is under the direction of the principal.19 (2) The student or the student's parent or guardian promptly shall be  
20 given a conference with the principal and any other appropriate personnel during the  
21 suspension period.22 (3) The student or the student's parent or guardian promptly shall be  
23 given a community resources list provided by the county board in accordance with §  
24 7-310 of this subtitle.

25 (d) (1) Any student expelled [or suspended] from school:

26 (i) Shall remain away from the school premises during those  
27 hours each school day when the school the student attends is in session; and

28 (ii) May not participate in school sponsored activities.

1           (2)    The expelled [or suspended] student may return to the school  
2 premises during the prohibited hours only for attendance at a previously scheduled  
3 appointment, and if the student is a minor then only if accompanied by his parent or  
4 guardian.

5           (3)    Any person who violates paragraph (1) or (2) of this subsection is  
6 guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$100 for  
7 each violation.

8           (4)    (i)    If a student has been suspended or expelled, the principal or  
9 a designee of the principal may not return the student to the classroom without  
10 conferring with the teacher who referred the student to the principal, if the student  
11 was referred by a teacher, other teachers as appropriate, other appropriate school  
12 personnel, the student, and the student's parent or guardian.

13           (ii)   If the disruptive behavior results in action less than  
14 suspension, the principal or a designee of the principal shall confer with the teacher  
15 who referred the student to the principal prior to returning the student to that  
16 teacher's classroom.

17           (5)    A county superintendent may deny attendance to any student who  
18 is currently expelled from another school system for a length of time equal to that  
19 expulsion.

20           (6)    A school system shall forward information to another school  
21 system relating to the discipline of a student, including information on an expulsion of  
22 the student, on receipt of the request for information.

23           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
24 July 1, 2007.