

# HOUSE BILL 1571

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8lr3268

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By: **Delegate Olszewski**

Introduced and read first time: February 27, 2008

Assigned to: Rules and Executive Nominations

Re-referred to: Ways and Means, March 7, 2008

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Committee Report: Favorable

House action: Adopted

Read second time: March 19, 2008

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Public Schools – Graduation Rate Formula**

3 FOR the purpose of altering certain dates by which county boards of education are  
4 required to collect, maintain, and analyze certain graduation rates using a  
5 certain formula; altering a certain formula; altering certain dates by which the  
6 State Department of Education is required to compile and post on its website  
7 certain information; requiring the State Board of Education to use certain  
8 graduation rates when determining Adequate Yearly Progress under federal  
9 law; and generally relating to graduation rate data.

10 BY repealing and reenacting, with amendments,  
11 Chapter 229 of the Acts of the General Assembly of 2006  
12 Section 2, 3, and 4

13 BY repealing and reenacting, with amendments,  
14 Chapter 558 of the Acts of the General Assembly of 2006  
15 Section 2, 3, and 4

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

18 **Chapter 229 of the Acts of 2006**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 2. AND BE IT FURTHER ENACTED, That on or before [September  
2 1, 2006, September 1, 2007,] September 1, 2008, September 1, 2009, and September 1,  
3 2010, each county board shall:

4 (1) collect, maintain, and analyze [an interim] A graduation rate by dividing  
5 the number of students that receive a regular high school diploma in a given year by  
6 the number of students that [enrolled in the ninth grade four years earlier] **RECEIVE**  
7 **A REGULAR HIGH SCHOOL DIPLOMA IN THAT YEAR PLUS THE NUMBER OF**  
8 **DROPOUTS FROM GRADES 9 THROUGH 12 IN CONSECUTIVE YEARS;** and

9 (2) report the information required under item (1) of this section to:

10 (i) the public in the aggregate and disaggregated by American Indian,  
11 African American, Hispanic, White, Asian/Pacific Islander, students who are limited  
12 English proficient, students who receive free and reduced priced meals, and students  
13 who receive special education services; and

14 (ii) the State Department of Education.

15 SECTION 3. AND BE IT FURTHER ENACTED, That on or before [October 1,  
16 2006, October 1, 2007,] October 1, 2008, October 1, 2009, and October 1, 2010, the  
17 State Department of Education shall:

18 (1) compile the information received under Section 2 of this Act and  
19 calculate [an interim] A graduation rate for the State; and

20 (2) post the information obtained under Section 2 of this Act for each  
21 county and the [interim] graduation rate for the State on its website in the aggregate  
22 and disaggregated by American Indian, African American, Hispanic, White,  
23 Asian/Pacific Islander, students who are limited English proficient, students who  
24 receive free and reduced priced meals, and students who receive special education  
25 services.

26 SECTION 4. AND BE IT FURTHER ENACTED, That:

27 (a) Unless the State Board of Education chooses to comply with subsection  
28 (b) of this section before 2011, in [2006, 2007,] 2008, 2009, and 2010, for the purpose of  
29 determining Adequate Yearly Progress under the federal No Child Left Behind Act,  
30 the State Department of Education shall use the [interim] graduation rates  
31 determined under Sections 2 and 3 of this Act as the additional high school indicator.

32 (b) Notwithstanding the provisions of subsection (a) of this section, by 2011,  
33 the State Department of Education shall use as the additional high school indicator  
34 the graduation rate as defined under § 7-203.2 of the Education Article, as enacted by  
35 Section 1 of this Act, including permissible adjustments consistent with the federal No  
36 Child Left Behind Act that allow additional time for students with disabilities,

1 students with limited English proficiency, and other students when educationally  
2 appropriate based on an individualized review of a student's pathway to graduation.

3 **Chapter 558 of the Acts of 2006**

4 SECTION 2. AND BE IT FURTHER ENACTED, That on or before [September  
5 1, 2006, September 1, 2007,] September 1, 2008, September 1, 2009, and [September]  
6 **SEPTEMBER 1**, 2010, each county board shall:

7 (1) collect, maintain, and analyze [an interim] **A** graduation rate by dividing  
8 the number of students that receive a regular high school diploma in a given year by  
9 the number of students that [enrolled in the ninth grade four years earlier] **RECEIVE**  
10 **A REGULAR HIGH SCHOOL DIPLOMA IN THAT YEAR PLUS THE NUMBER OF**  
11 **DROPOUTS FROM GRADES 9 THROUGH 12 IN CONSECUTIVE YEARS**; and

12 (2) report the information required under item (1) of this section to:

13 (i) the public in the aggregate and disaggregated by American Indian,  
14 African American, Hispanic, White, Asian/Pacific Islander, students who are limited  
15 English proficient, students who receive free and reduced priced meals, and students  
16 who receive special education services; and

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20 State Department of Education shall:

21 (1) compile the information received under Section 2 of this Act and  
22 calculate [an interim] **A** graduation rate for the State; and

23 (2) post the information obtained under Section 2 of this Act for each  
24 county and the [interim] graduation rate for the State on its website in the aggregate  
25 and disaggregated by American Indian, African American, Hispanic, White,  
26 Asian/Pacific Islander, students who are limited English proficient, students who  
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28 services.

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33 the State Department of Education shall use the [interim] graduation rates  
34 determined under Sections 2 and 3 of this Act as the additional high school indicator.

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2 the State Department of Education shall use as the additional high school indicator  
3 the graduation rate as defined under § 7–203.2 of the Education Article, as enacted by  
4 Section 1 of this Act, including permissible adjustments consistent with the federal No  
5 Child Left Behind Act that allow additional time for students with disabilities,  
6 students with limited English proficiency, and other students when educationally  
7 appropriate based on an individualized review of a student’s pathway to graduation.

8           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
9 July 1, 2008.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.