

SENATE BILL 428

F1, F5

8lr2461

By: **Senators Pinsky, Raskin, Conway, Della, King, Lenett, and Madaleno**

Introduced and read first time: January 31, 2008

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: March 5, 2008

CHAPTER _____

1 AN ACT concerning

2 **Education – Military Recruiters – Student Contact**
3 **Information – Opportunity to Opt Out**

4 FOR the purpose of requiring public schools to provide notice to certain students or the
5 parents or guardians of the students about the right not to release student
6 contact information to military recruiters; requiring public schools to include
7 the notice in a certain format, size, and type on the card requesting emergency
8 contact information for the student; requesting the student or the parent or
9 guardian of the student to indicate whether the student's contact information is
10 to be released to military recruiters; requiring the principal of a school to
11 submit to the county board of education a list of students whose names are not
12 submitted to military recruiters; and generally relating to the right not to
13 release student contact information to military recruiters.

14 BY repealing and reenacting, with amendments,
15 Article – Education
16 Section 7–111
17 Annotated Code of Maryland
18 (2006 Replacement Volume and 2007 Supplement)

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

21 **Article – Education**

22 7–111.

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 (A) [Each] **SUBJECT TO SUBSECTION (B) OF THIS SECTION, EACH** public
2 school under the jurisdiction of a county board that provides access to its buildings and
3 grounds or its student information directory to any person or group which makes
4 students aware of occupational or educational options shall provide access on the same
5 basis to official recruiting representatives of the military forces of this State and the
6 United States for the purpose of informing students of educational and career
7 opportunities available in the military.

8 **(B) (1) A PUBLIC SCHOOL SUBJECT TO THIS SECTION SHALL**
9 **PROVIDE NOTICE TO EACH STUDENT AND TO THE PARENT OR GUARDIAN OF**
10 **EACH STUDENT ENROLLED AT THE SCHOOL THAT, IN ACCORDANCE WITH**
11 **FEDERAL LAW, THE STUDENT OR THE PARENT OR GUARDIAN OF THE STUDENT**
12 **MAY REQUEST THAT THE STUDENT'S NAME, ADDRESS, AND TELEPHONE**
13 **NUMBER NOT BE RELEASED TO MILITARY RECRUITERS.**

14 **(2) THE NOTICE DESCRIBED UNDER PARAGRAPH (1) OF THIS**
15 **SUBSECTION SHALL:**

16 **(I) BE INCLUDED IN A CLEAR AND CONSPICUOUS MANNER**
17 **AND IN THE SAME SIZE TYPE AS THE OTHER STATEMENTS ON THE CARD**
18 **REQUESTING EMERGENCY CONTACT INFORMATION THAT IS DISTRIBUTED BY**
19 **THE PUBLIC SCHOOL TO EACH STUDENT OR PARENT OR GUARDIAN OF THE**
20 **STUDENT; AND**

21 **(II) REQUEST THAT THE STUDENT OR THE PARENT OR**
22 **GUARDIAN OF THE STUDENT INDICATE WHETHER THE STUDENT'S NAME,**
23 **ADDRESS, AND TELEPHONE NUMBER IS TO BE RELEASED TO MILITARY**
24 **RECRUITERS BY CHECKING EITHER THE BOX "RELEASE CONTACT**
25 **INFORMATION" OR "DO NOT RELEASE CONTACT INFORMATION".**

26 **(3) ON OR BEFORE OCTOBER 1 AND MARCH 1 OF EACH SCHOOL**
27 **YEAR, THE PRINCIPAL OF EACH PUBLIC SCHOOL IN A COUNTY SHALL SUBMIT A**
28 **LIST TO THE COUNTY BOARD THAT INCLUDES THE NAME, ADDRESS, AND**
29 **TELEPHONE NUMBER OF EACH STUDENT WHOSE CONTACT INFORMATION IS NOT**
30 **RELEASED TO MILITARY RECRUITERS AS DIRECTED UNDER PARAGRAPH (2)(II)**
31 **OF THIS SUBSECTION.**

32 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
33 October 1, 2008.