

HOUSE BILL 276

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0lr1159
CF 0lr2103

By: **Delegates Riley, James, Aumann, Barkley, Boteler, G. Clagett, Conaway, DeBoy, Glenn, Heller, Kach, McComas, McDonough, Montgomery, Norman, Robinson, Ross, Sophocleus, Sossi, Valderrama, Waldstreicher, Weir, and Wood**

Introduced and read first time: January 25, 2010

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Public School Holidays – Veterans Day**

3 FOR the purpose of adding a certain day to the list of public school holidays; removing
4 a certain day from the list of days for which public schools are required to
5 devote a part of the day to certain exercises; and generally relating to the
6 designation of Veterans Day as a public school holiday.

7 BY repealing and reenacting, with amendments,
8 Article – Education
9 Section 7–103
10 Annotated Code of Maryland
11 (2008 Replacement Volume and 2009 Supplement)

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

14 **Article – Education**

15 7–103.

16 (a) Except as provided in subsections (b), (e), and (f) of this section, each
17 public school under the jurisdiction of a county board:

18 (1) (i) Shall be open for pupil attendance for at least 180 actual
19 school days and a minimum of 1,080 school hours during a 10–month period in each
20 school year; or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(ii) If normal school attendance is prevented because of conditions described in subsection (b) of this section, shall be open for at least 1,080 hours during a 10-month period; and

(2) Shall be open for pupil attendance a minimum of 3 hours during each school day; and

(3) May not be open on Saturdays, Sundays, or holidays in order to meet the 180-day or 1,080-hour requirement of this subsection.

(b) (1) If a county board submits a written application to the State Board that describes a demonstrated effort by the county board to comply with subsection (a) of this section, the State Board may permit:

(i) Adjustments in the length of the school year;

(ii) Exceptions from the requirement that the school year be completed within a 10-month period;

(iii) Adjustments in the length of the school day; and

(iv) Schools to be open on holidays.

(2) These adjustments may be granted only if normal school attendance is prevented because of:

(i) Natural disaster;

(ii) Civil disaster; or

(iii) Severe weather conditions.

(3) Education funding from State or local sources may not be reduced if there are less than 180 school days in any year because of an approved application under this subsection.

(4) In case of emergency, the State Board may open schools on holidays.

(c) (1) The following days are public school holidays:

(i) Thanksgiving Day and the day after;

(ii) Christmas Eve and from then through January 1;

(iii) Martin Luther King, Jr. Day;

(iv) Presidents' Day;

(v) The Friday before Easter and from then through the Monday after Easter;

(vi) Memorial Day; [and]

(vii) Primary and general election days; **AND**

(VIII) VETERANS DAY.

(2) If the federal and State observances of a holiday are on different days, the board of education of each county shall determine which date shall be the date of observance for the public schools within the county.

(3) The public schools shall devote a part of the day to appropriate exercises for the following days:

(i) Washington's Birthday;

(ii) Lincoln's Birthday;

(iii) [Veterans' Day;

(iv)] Columbus Day;

[(v)] **(IV)** Arbor Day; and

[(vi)] **(V)** Any other day of national significance.

(4) Notwithstanding any other provisions of this article, the public schools, in the following counties, may remain open and in session on primary and general election days:

(i) Calvert;

(ii) Caroline;

(iii) Dorchester;

(iv) Kent;

(v) Talbot; and

(vi) Worcester.

(d) Except as provided in subsection (e) of this section, the State Board shall divide the school year into the terms it considers appropriate.

1 (e) (1) The county boards of Allegany, Anne Arundel, Calvert, Howard,
2 and Montgomery counties, and the Board of School Commissioners of Baltimore City,
3 may elect to operate one or more schools within the county or Baltimore City on a
4 year-round basis, provided that the 180-day and the minimum hour requirements
5 under this section are met.

6 (2) Nothing in this section precludes a county board from conducting a
7 year-round pilot study or program that is funded by the county board.

8 (f) Publicly funded prekindergarten programs are not subject to the
9 requirements of subsection (a) of this section.

10 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
11 October 1, 2010.