

SB0674/124231/2

BY: Education, Health, and Environmental Affairs Committee

SUBSTITUTE AMENDMENTS TO SENATE BILL 674

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, after “Courses” insert “and Services”; strike beginning with “Local” in line 2 down through “Requirements” in line 3 and substitute “Development or Review and Approval”; strike beginning with “authorizing” in line 4 down through “Education” in line 8 and substitute “authorizing certain county boards of education to request that the State Department of Education develop or review and approve certain online courses and services; requiring the Department to determine within a certain period of time whether a certain delegation will be made; requiring the Department to develop or review and approve certain courses and services within a certain period of time under certain circumstances; authorizing the Department to delegate certain authority to certain county boards under certain circumstances; authorizing certain county boards to set certain fees under certain circumstances; requiring certain county boards to remit certain fees to the Department under certain circumstances; requiring certain county boards to request certain approval from the Department under certain circumstances; requiring the Department to approve or deny certain requests within a certain period of time; authorizing the State Board of Education to set reasonable fees for the costs incurred by the Department for the development of online courses or the review and approval of online courses and services; requiring the Department to ensure that certain courses and services require certain access for certain students”; and in line 10, strike “by county boards of education”.

AMENDMENT NO. 2

On page 2, in line 6, after “(1)” insert “**(I) A COUNTY BOARD MAY REQUEST THAT THE DEPARTMENT DEVELOP OR REVIEW AND APPROVE ONLINE COURSES AND SERVICES UNDER PARAGRAPH (2) OF THIS SUBSECTION.**”

(Over)

(II) WITHIN 15 DAYS AFTER THE RECEIPT OF A REQUEST UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE DEPARTMENT SHALL DETERMINE WHETHER THE DEVELOPMENT OR REVIEW AND APPROVAL OF THE ONLINE COURSES AND SERVICES SHALL BE DELEGATED TO A COUNTY BOARD UNDER PARAGRAPH (2)(II) OF THIS SUBSECTION.

(III) IF THE DEPARTMENT DOES NOT DELEGATE THE DEVELOPMENT OR REVIEW AND APPROVAL OF THE ONLINE COURSES AND SERVICES TO A COUNTY BOARD, THE DEPARTMENT SHALL DEVELOP OR REVIEW AND APPROVE ONLINE COURSES AND SERVICES UNDER PARAGRAPH (2) OF THIS SUBSECTION WITHIN 120 DAYS AFTER THE RECEIPT OF A REQUEST MADE BY A COUNTY BOARD UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(2) (I);

strike beginning with “EXCEPT” in line 6 down through “Superintendent” in line 7 and substitute “SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH”; in lines 9, 10, 11, and 14, strike “(I)”, “(II)”, “(III)”, and “(IV)”, respectively, and substitute “1. A.”, “B.”, “2.”, and “3.”, respectively; in line 9, after “services,” insert “OR”; in line 10, strike “Procure” and substitute “REVIEW AND APPROVE”; strike in their entirety lines 16 through 23, inclusive; and after line 23, insert:

“(II) SUBJECT TO SUBPARAGRAPH (V) OF THIS PARAGRAPH, THE DEPARTMENT MAY DELEGATE THE AUTHORITY TO DEVELOP OR REVIEW AND APPROVE ONLINE COURSES AND SERVICES TO A COUNTY BOARD.

(III) IF THE DEPARTMENT DELEGATES THE AUTHORITY TO DEVELOP OR REVIEW AND APPROVE ONLINE COURSES AND SERVICES TO A COUNTY BOARD, THE COUNTY BOARD MAY IMPOSE REASONABLE FEES TO BE

PAID BY THE VENDOR TO COVER THE COST OF REVIEWING AND APPROVING
ONLINE COURSES AND SERVICES.

(IV) A COUNTY BOARD SHALL REMIT 15% OF THE FEES
COLLECTED UNDER SUBPARAGRAPH (III) OF THIS PARAGRAPH TO THE
DEPARTMENT.

(V) 1. A COUNTY BOARD SHALL REQUEST APPROVAL OF
THE ONLINE COURSE FROM THE DEPARTMENT WHEN THE COUNTY BOARD HAS
COMPLETED THE DEVELOPMENT OR REVIEW AND APPROVAL OF ONLINE
COURSES AND SERVICES.

2. WITHIN 45 DAYS AFTER A REQUEST UNDER
SUBSUBPARAGRAPH 1 OF THIS SUBPARAGRAPH, THE DEPARTMENT SHALL
APPROVE OR DISAPPROVE THE ONLINE COURSE BASED ON CRITERIA AND
GUIDELINES DEVELOPED BY THE DEPARTMENT.”.

AMENDMENT NO. 3

On page 2, in line 25, strike “ONLINE” and substitute “:

(I) DEVELOPING OR REVIEWING ONLINE”;

in line 26, after “services” insert “;AND

(II) PROCESSING APPROVALS FOR ONLINE COURSES AND
SERVICES”;

On page 3, after line 13, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That the State Department of Education shall:

(1) ensure that online courses and services developed or reviewed and approved include specifications that allow for access by students with disabilities, including blindness, in accordance with the technical standards for electronic and information technology issued under subsection (A)(2) of Section 508 of the federal Rehabilitation Act of 1973, 29 U.S.C. 794(A)(2) or any other appropriate accessibility standard; and

(2) establish a means for ensuring that online courses and services that fail to meet the requirements of paragraph (1) of this section are prohibited from use.”;

and in line 14, strike “2.” and substitute “3.”.