

# HOUSE BILL 1615

F1, F3

6lr3780  
CF SB 1126

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By: **Delegate Hixson**

Introduced and read first time: February 29, 2016

Assigned to: Rules and Executive Nominations

Re-referred to: Ways and Means, March 28, 2016

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: April 3, 2016

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

1 AN ACT concerning

2 **Frederick County – Linking Youth to New Experiences (LYNX) High School –**  
3 **Pilot Program**

4 FOR the purpose of establishing the Linking Youth to New Experiences (LYNX) High  
5 School ~~pilot program~~ at a certain high school in Frederick County; providing that the  
6 LYNX High School ~~pilot program~~ is a public school under the authority and  
7 supervision of the Frederick County Board of Education and the Frederick County  
8 Superintendent of Schools; providing for the purpose of the LYNX High School ~~pilot~~  
9 ~~program~~; requiring the County Superintendent, on or before a certain date, to  
10 develop and submit to the ~~State Board of Education for review~~ county board of  
11 education for approval a certain plan that describes certain items; requiring the  
12 county board to approve the plan on or before a certain date; requiring the County  
13 Superintendent to submit a certain plan to the State Board of Education for review;  
14 requiring the State Board county board to consult with the County Superintendent  
15 after a certain plan is received to ensure that the plan meets certain requirements;  
16 requiring the State Board to grant the LYNX High School ~~pilot program~~ a waiver  
17 from certain regulations within a certain period of time in accordance with certain  
18 provisions of law and regulation subject to certain exceptions; exempting the LYNX  
19 High School pilot program from certain provisions of law relating to student  
20 assessments prohibiting the State Board from granting certain waivers; requiring  
21 certain elements of certain waivers to be subject to certain provisions of law;  
22 requiring, after the granting of a certain ~~waivers~~ waiver, the State Board and the  
23 County Superintendent to meet with representatives of the ~~Apprenticeship and~~  
24 ~~Training Council and the Division of Labor and Industry in the~~ Department of Labor,

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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       Licensing, and Regulation regarding ~~certain items~~ the development and  
 2 implementation of apprenticeship experiences for certain students; authorizing the  
 3 LYNX High School ~~pilot program~~ to apply for and accept donations, grants, or other  
 4 financial assistance from certain entities; requiring the County Superintendent to  
 5 conduct an evaluation of the LYNX High School ~~pilot program~~ each year; requiring  
 6 the County Superintendent to submit to the State Board a certain fiscal year  
 7 evaluation report on or before a certain date each year; authorizing the LYNX High  
 8 School ~~pilot program~~ to continue to operate until the County Superintendent sends  
 9 the State Board a certain notice; requiring the County Superintendent to submit a  
 10 certain plan and a certain report to certain committees of the General Assembly on  
 11 or before certain dates; defining certain terms; and generally relating to the LYNX  
 12 High School ~~pilot program~~ in Frederick County.

13 BY adding to

14 Article – Education

15 Section 7–1701 through 7–1705 to be under the new subtitle “Subtitle 17. LYNX  
 16 High School ~~Pilot Program~~”

17 Annotated Code of Maryland

18 (2014 Replacement Volume and 2015 Supplement)

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

21 **Article – Education**

22 **SUBTITLE 17. LYNX HIGH SCHOOL ~~PILOT PROGRAM~~.**

23 **7–1701.**

24 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
 25 INDICATED.

26 (B) “COUNTY SUPERINTENDENT” MEANS THE FREDERICK COUNTY  
 27 SUPERINTENDENT OF SCHOOLS.

28 (C) “LYNX HIGH SCHOOL” MEANS A LINKING YOUTH TO NEW  
 29 EXPERIENCES HIGH SCHOOL.

30 **7–1702.**

31 (A) (1) THERE IS A LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ AT FREDERICK  
 32 HIGH SCHOOL IN FREDERICK COUNTY.

33 (2) THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ IS A PUBLIC SCHOOL  
 34 UNDER THE AUTHORITY AND SUPERVISION OF THE FREDERICK COUNTY BOARD OF  
 35 EDUCATION AND THE FREDERICK COUNTY SUPERINTENDENT OF SCHOOLS.

1 (B) THE PURPOSES OF THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ ARE TO:

2 (1) PROVIDE INDIVIDUALIZED, SELF-DIRECTED LEARNING  
3 OPPORTUNITIES FOR EVERY STUDENT IN ACCORDANCE WITH A PERSONAL PLAN  
4 FOR SUCCESS THAT IS DEVELOPED BY EACH STUDENT WITH THE ASSISTANCE OF  
5 EDUCATION AND BUSINESS ADVOCATES AND PARENTS OR GUARDIANS AND IS  
6 APPROVED BY THE COUNTY SUPERINTENDENT;

7 (2) IN ACCORDANCE WITH A STUDENT'S PERSONAL PLAN FOR  
8 SUCCESS, ALLOW THE STUDENT TO SELECT ACADEMIC COURSE WORK, THE METHOD  
9 OF INSTRUCTION, AND THE PACE OF LEARNING THAT WORKS BEST FOR THE  
10 INDIVIDUAL STUDENT; AND

11 (3) ALLOW THE STUDENT TO PARTICIPATE IN AND MOVE BETWEEN  
12 PROJECT-BASED LEARNING EXPERIENCES AT THE HIGH SCHOOL AND COLLEGE  
13 LEVELS AND WORK, INTERNSHIP, OR APPRENTICESHIP EXPERIENCES FOCUSED ON  
14 COLLEGE AND CAREER READINESS COMPETENCIES AS AN INTEGRAL PART OF THE  
15 STUDENT'S CURRICULUM.

16 7-1703.

17 (A) (1) ON OR BEFORE SEPTEMBER 30, 2016, THE COUNTY  
18 SUPERINTENDENT SHALL DEVELOP, IN CONSULTATION AND COLLABORATION WITH  
19 TEACHERS, ADMINISTRATORS, AND NONCERTIFICATED PERSONNEL IN THE SCHOOL  
20 AND THE EXCLUSIVE REPRESENTATIVES FOR TEACHERS, PRINCIPALS, AND  
21 NONCERTIFICATED PERSONNEL, AND SUBMIT TO THE ~~STATE BOARD~~ COUNTY  
22 BOARD FOR REVIEW APPROVAL A PLAN THAT DESCRIBES IN DETAIL THE PROGRAM  
23 DESCRIPTION, PROPOSED CURRICULUM, EVALUATION PROCEDURES,  
24 PERFORMANCE STANDARDS, AND STANDARDS FOR GRADUATION FOR STUDENTS TO  
25 BE ENROLLED IN THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~.

26 (2) THE PLAN UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL  
27 DESCRIBE:

28 (I) HOW COURSE CREDITS WILL BE ASSIGNED TO CLASSROOM  
29 ACADEMIC COURSE WORK AND OTHER LEARNING OPPORTUNITIES;

30 (II) HOW STUDENTS MAY EARN CREDITS OTHER THAN  
31 THROUGH CLASSROOM ACADEMIC COURSE WORK;

32 (III) HOW THE CURRICULUM WILL HOLD EACH STUDENT  
33 ACCOUNTABLE FOR MEETING THE REQUIREMENTS OF THE MARYLAND COLLEGE  
34 AND CAREER-READY STANDARDS;

1 (IV) HOW STUDENTS WILL BE ASSESSED ON THE MARYLAND  
2 COLLEGE AND CAREER-READY STANDARDS;

3 (V) THE HOURS AND DAYS OF OPERATION OF THE LYNX HIGH  
4 SCHOOL ~~PILOT PROGRAM~~;

5 ~~(VI) PERSONNEL REQUIREMENTS, INCLUDING THE USE OF~~  
6 ~~INSTRUCTORS FROM INSTITUTIONS OF POSTSECONDARY EDUCATION AND~~  
7 ~~INSTRUCTORS FROM THE BUSINESS SECTOR;~~

8 ~~(VII)~~ (VI) THE USE OF ONLINE COURSES AND OTHER LEARNING  
9 OPPORTUNITIES AND A PROPOSED METHOD OF APPROVING ONLINE COURSES THAT  
10 MEETS THE REQUIREMENTS AND PACE OF THE CURRICULUM; AND

11 ~~(VIII)~~ (VII) ANY OTHER RELEVANT INFORMATION AS  
12 DETERMINED BY THE COUNTY SUPERINTENDENT.

13 (3) ON OR BEFORE DECEMBER 1, 2016, THE COUNTY BOARD SHALL  
14 APPROVE THE PLAN SUBMITTED UNDER PARAGRAPH (1) OF THIS SUBSECTION.

15 (4) AFTER THE COUNTY BOARD HAS APPROVED THE PLAN  
16 SUBMITTED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE COUNTY  
17 SUPERINTENDENT SHALL SUBMIT THE PLAN TO THE STATE BOARD FOR REVIEW.

18 (B) ON RECEIPT OF THE PLAN SUBMITTED UNDER SUBSECTION (A) OF THIS  
19 SECTION, THE ~~STATE BOARD~~ COUNTY BOARD SHALL CONSULT WITH THE COUNTY  
20 SUPERINTENDENT TO ENSURE THAT THE PLAN IS ~~IN~~:

21 (1) IN THE BEST INTERESTS OF THE STUDENTS OF THE LYNX HIGH  
22 SCHOOL ~~PILOT PROGRAM~~; AND

23 (2) AS IT RELATES TO WORKING CONDITIONS, COMPLIANT WITH  
24 COLLECTIVE BARGAINING AGREEMENTS AND ANY REQUIREMENTS OF SUBTITLES 4  
25 AND 5 OF TITLE 6 OF THIS ARTICLE.

26 (C) (1) ~~WITHIN~~ EXCEPT AS PROVIDED IN PARAGRAPHS (2) AND (3) OF  
27 THIS SUBSECTION, WITHIN 45 DAYS AFTER THE DAY OF RECEIPT OF THE PLAN  
28 SUBMITTED UNDER SUBSECTION ~~(A)~~ (A)(4) OF THIS SECTION AND IN ACCORDANCE  
29 WITH THE AUTHORITY OF THE STATE BOARD UNDER § 2-205 OF THIS ARTICLE ~~AND~~  
30 REGULATION TO GRANT WAIVERS FROM REGULATIONS ADOPTED BY THE STATE  
31 BOARD, THE STATE BOARD SHALL GRANT THE LYNX HIGH SCHOOL ~~PILOT~~  
32 PROGRAM A WAIVER FROM THE FOLLOWING REGULATIONS:

1           ~~(1) ENROLLMENT AND CREDIT REQUIREMENTS IN COMAR~~  
2 ~~13A.03.02.03;~~

3           ~~(2) OTHER PROVISIONS FOR EARNING CREDIT IN COMAR~~  
4 ~~13A.03.02.04;~~

5           ~~(3) PROCEDURES FOR IMPLEMENTING ALTERNATIVE PROGRAMS~~  
6 ~~LEADING TO A HIGH SCHOOL DIPLOMA IN COMAR 13A.03.02.11;~~

7           ~~(4) PERSONNEL REQUIREMENTS IN COMAR 13A.12.01 AND~~  
8 ~~13A.12.02;~~

9           ~~(5) MANDATED SCHOOL DAYS AND SCHOOL YEAR REQUIREMENTS IN~~  
10 ~~COMAR 13A.03.02.12;~~

11           ~~(6) ONLINE COURSE APPROVAL REQUIREMENTS IN COMAR~~  
12 ~~13A.04.15.04; AND~~

13           ~~(7) ANY OTHER ANY REGULATION THAT CONFLICTS WITH THE PLAN~~  
14 ~~APPROVED BY THE STATE BOARD COUNTY BOARD.~~

15           (2) A WAIVER REQUIRED UNDER PARAGRAPH (1) OF THIS  
16 SUBSECTION MAY NOT BE GRANTED RELATED TO:

17                   (I) PERSONNEL REQUIREMENTS IN COMAR 13A.12.01 OR  
18 13A.12.02;

19                   (II) MANDATORY SCHOOL DAYS AND SCHOOL YEAR  
20 REQUIREMENTS IN COMAR 13A.03.02.12; OR

21                   (III) ASSESSMENT REQUIREMENTS IN COMAR 13A.03.02.06.

22           (3) A WAIVER GRANTED UNDER PARAGRAPH (1) OF THIS SUBSECTION  
23 THAT RELATES TO WORKING CONDITIONS SHALL BE SUBJECT TO SUBTITLES 4 AND  
24 5 OF TITLE 6 OF THIS ARTICLE.

25           ~~(D) FOR THE DURATION OF THE OPERATION OF THE LYNX HIGH SCHOOL~~  
26 ~~PILOT PROGRAM, THE LYNX HIGH SCHOOL PILOT PROGRAM SHALL BE EXEMPT~~  
27 ~~FROM THE PROVISIONS OF § 7-205.1(B) OF THIS TITLE.~~

28           ~~(E) (D) AFTER THE GRANTING OF WAIVERS A WAIVER FROM ITS~~  
29 ~~REGULATIONS UNDER SUBSECTION (C) OF THIS SECTION, THE STATE BOARD AND~~  
30 ~~THE COUNTY SUPERINTENDENT SHALL MEET WITH REPRESENTATIVES OF THE~~  
31 ~~APPRENTICESHIP AND TRAINING COUNCIL AND THE DIVISION OF LABOR AND~~

1 ~~INDUSTRY WITHIN~~ THE DEPARTMENT OF LABOR, LICENSING, AND REGULATION  
2 REGARDING:

3           (1) ~~THE~~ THE DEVELOPMENT AND IMPLEMENTATION OF  
4 APPRENTICESHIP EXPERIENCES FOR STUDENTS TO BE ENROLLED IN THE LYNX  
5 HIGH SCHOOL ~~PILOT PROGRAM; AND~~

6           (2) ~~THE WAIVER OF REGULATIONS UNDER COMAR 09.12.43.~~  
7 7-1704.

8           THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ MAY APPLY FOR AND ACCEPT  
9 DONATIONS, GRANTS, OR OTHER FINANCIAL ASSISTANCE FROM A GOVERNMENT  
10 ENTITY OR ANY NONPROFIT OR OTHER PRIVATE ORGANIZATION.

11 7-1705.

12           (A) THE COUNTY SUPERINTENDENT SHALL CONDUCT AN EVALUATION OF  
13 THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ EACH YEAR.

14           (B) ON OR BEFORE SEPTEMBER 30 EACH YEAR, THE COUNTY  
15 SUPERINTENDENT SHALL SUBMIT TO THE STATE BOARD AN EVALUATION REPORT  
16 FOR THE PRIOR FISCAL YEAR THAT INCLUDES:

17           (1) THE ACADEMIC AND CAREER PROGRESS OF EACH STUDENT  
18 ENROLLED IN THE LYNX HIGH SCHOOL ~~PILOT PROGRAM;~~

19           (2) THE LEVEL OF SATISFACTION OF THE STUDENTS, TEACHERS,  
20 PARENTS OR GUARDIANS, AND ADVOCATES WITH THE LYNX HIGH SCHOOL ~~PILOT~~  
21 ~~PROGRAM; AND~~

22           (3) THE LYNX HIGH ~~SCHOOL PILOT PROGRAM'S~~ SCHOOL'S FISCAL  
23 YEAR FINANCIAL REPORT.

24           (C) THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ MAY CONTINUE TO  
25 OPERATE UNTIL THE COUNTY SUPERINTENDENT SENDS TO THE STATE BOARD A  
26 WRITTEN NOTICE THAT THE LYNX HIGH SCHOOL ~~PILOT PROGRAM~~ HAS BEEN  
27 DISCONTINUED.

28           SECTION 2. AND BE IT FURTHER ENACTED, That on or before September 30,  
29 2016, the Frederick County Superintendent of Schools shall submit the plan required under  
30 this Act, in accordance with § 2-1246 of the State Government Article, to the Senate  
31 Education, Health, and Environmental Affairs Committee and the House Committee on  
32 Ways and Means.

1            SECTION 3. AND BE IT FURTHER ENACTED, That on or before June 30, 2019,  
2 the Frederick County Superintendent of Schools shall submit, in accordance with § 2-1246  
3 of the State Government Article, to the Senate Education, Health, and Environmental  
4 Affairs Committee and the House Committee on Ways and Means a report that includes:

5            (1) the academic and career progress of each student enrolled in the LYNX  
6 High School as compared to other students in Frederick County including assessment  
7 results;

8            (2) the level of satisfaction of the students, teachers, parents or guardians,  
9 and advocates with the LYNX High School; and

10           (3) the LYNX High School’s fiscal year financial report for each of the  
11 preceding years.

12           SECTION ~~2~~ 4. AND BE IT FURTHER ENACTED, That this Act shall take effect  
13 July 1, 2016.

Approved:

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Governor.

\_\_\_\_\_  
Speaker of the House of Delegates.

\_\_\_\_\_  
President of the Senate.