

HB0456/275262/1

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL 456
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Family Child Care Homes and Child Care Centers” and substitute “Children With Disabilities and Child Care Providers”; strike line 3 in its entirety; strike beginning with “Board” in line 4 down through “State” in line 10 and substitute “Department of Education to develop a dispute resolution process to be used by families of children with disabilities and child care providers for resolving complaints of discrimination based on a child’s disability; requiring the Department, in developing the specific components of the dispute resolution process, to convene a workgroup that includes representatives of certain entities; requiring the dispute resolution process to include certain components; authorizing the dispute resolution process to include certain components; requiring the Department to submit a certain report to the General Assembly on or before a certain date; and generally relating to the State Department of Education and a process for resolving disputes regarding the care of children with disabilities”; and strike in their entirety lines 11 through 20, inclusive.

AMENDMENT NO. 2

On page 1, in line 22, strike “the Laws of Maryland read as follows”; and after line 22, insert:

“(a) The State Department of Education shall develop a dispute resolution process to be used by families of children with disabilities and child care providers for resolving complaints of discrimination based on a child’s disability.

(b) In developing the specific components of the dispute resolution process required under subsection (a) of this section, the Department shall convene a workgroup that includes:

(Over)

**HB0456/275262/1 Committee on Ways and Means
Amendments to HB 456
Page 2 of 3**

- (1) at least one representative from:
 - (i) the State Department of Education, including the Office of Child Care;
 - (ii) Disability Rights Maryland;
 - (iii) the Maryland Developmental Disabilities Council; and
 - (iv) Maryland Family Network;
- (2) at least three child care providers, or child care associations, representing different child care settings, including at least one representative of family child care homes; and
- (3) any other stakeholders the workgroup considers necessary.
- (c) The dispute resolution process shall include:
 - (1) a process for investigating complaints;
 - (2) a written report on the findings of an investigation; and
 - (3) if there is a finding of discrimination on the basis of disability, a resolution of the complaint that includes:
 - (i) an agreement with the child care provider detailing the requirements for remedying the violations; and
 - (ii) appropriate remedies that support children with disabilities, their families, and the child care provider.

**HB0456/275262/1 Committee on Ways and Means
Amendments to HB 456
Page 3 of 3**

(d) The dispute resolution process may include:

(1) an ombudsman;

(2) mediation;

(3) other appropriate informal resolution processes; or

(4) partnerships with other relevant State agencies.

(e) On or before October 1, 2017, the State Department of Education shall submit to the General Assembly, in accordance with § 2-1246 of the State Government Article, a report that includes:

(1) the dispute resolution process developed by the workgroup in accordance with the provisions of this Act; and

(2) draft legislation or regulations to implement the dispute resolution process developed by the workgroup.”.

On pages 1 through 7, strike in their entirety the lines beginning with line 23 on page 1 through line 16 on page 7, inclusive.

On page 7, in line 17, strike “3.” and substitute “2.”; and in the same line, strike “July” and substitute “June”.