

HOUSE BILL 1661

F5, E4, O4

7lr3793
CF SB 1191

By: Delegates Pena–Melnyk, Hayes, ~~and Morales~~ Morales, Afzali, Ali, D. Barnes, Buckel, Ebersole, Hixson, Hornberger, C. Howard, Kaiser, Long, Luedtke, Mosby, Patterson, Reilly, Rose, Shoemaker, Simonaire, Tarlau, Turner, Walker, M. Washington, A. Washington, and Wilkins

Rules suspended

Introduced and read first time: March 10, 2017

Assigned to: Rules and Executive Nominations

Re–referred to: Ways and Means, March 29, 2017

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 30, 2017

CHAPTER _____

1 AN ACT concerning

2 **Schools and Child Care Centers – State Grant Program – Security Upgrades for**
3 **Facilities at Risk of Hate Crimes or Attacks**

4 FOR the purpose of authorizing the Maryland Center for School Safety to make grants for
5 certain security–related projects to schools and child care centers determined to be
6 at risk of certain hate crimes or attacks ~~because of their ideology, beliefs, or mission;~~
7 authorizing certain schools or child care centers to apply to the Center for a certain
8 State grant; establishing the terms and conditions for the use of certain State grant
9 funds by certain recipients; providing that the funding for certain State grants shall
10 be as provided by the Governor in the State budget; authorizing the State Board of
11 Education, after consultation with the Center, to adopt certain regulations; defining
12 a certain term; and generally relating to a State Grant Program for Schools and Child
13 Care Centers at Risk of Hate Crimes or Attacks.

14 BY repealing and reenacting, without amendments,

15 Article – Criminal Law

16 Section 10–305

17 Annotated Code of Maryland

18 (2012 Replacement Volume and 2016 Supplement)

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 BY adding to
 2 Article – Education
 3 Section 7–1502.1
 4 Annotated Code of Maryland
 5 (2014 Replacement Volume and 2016 Supplement)

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

8 Article – Criminal Law

9 10–305.

10 A person may not deface, damage, or destroy, attempt to deface, damage, or destroy,
 11 burn or attempt to burn an object on, or damage the real or personal property connected to
 12 a building that is publicly or privately owned, leased, or used, including a cemetery, library,
 13 meeting hall, recreation center, or school:

14 (1) because a person or group of a particular race, color, religious belief,
 15 sexual orientation, gender, disability, or national origin, or because a person or group that
 16 is homeless, has contacts or is associated with the building; or

17 (2) if there is evidence that exhibits animosity against a person or group,
 18 because of the race, color, religious beliefs, sexual orientation, gender, disability, or national
 19 origin of that person or group or because that person or group is homeless.

20 Article – Education

21 7–1502.1.

22 (A) IN THIS SECTION, “CHILD CARE CENTER” HAS THE MEANING STATED IN
 23 § 9.5–401 OF THIS ARTICLE.

24 (B) THE CENTER MAY MAKE GRANTS TO SCHOOLS AND CHILD CARE
 25 CENTERS DETERMINED TO BE AT RISK OF HATE CRIMES OR ATTACKS ~~BECAUSE OF~~
 26 ~~THEIR IDEOLOGY, BELIEFS, OR MISSION~~ AS DESCRIBED UNDER § 10–305 OF THE
 27 CRIMINAL LAW ARTICLE FOR SECURITY–RELATED TECHNOLOGY AND
 28 SECURITY–RELATED FACILITY UPGRADES.

29 (C) ANY SCHOOL OR CHILD CARE CENTER DETERMINED TO BE AT RISK OF
 30 HATE CRIMES OR ATTACKS ~~BECAUSE OF ITS IDEOLOGY, BELIEFS, OR MISSION AS~~
 31 DESCRIBED UNDER § 10–305 OF THE CRIMINAL LAW ARTICLE BY THE CENTER MAY
 32 APPLY TO THE CENTER FOR A STATE GRANT TO BE APPLIED TOWARD THE COST OF
 33 A SECURITY–RELATED PROJECT.

1 **(D) THE ALLOCATION AND USE OF STATE FUNDS UNDER THIS SECTION ARE**
2 **SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS:**

3 **(1) STATE FUNDS MAY BE USED ONLY FOR FUNDING ADDITIONAL**
4 **SECURITY TRAINING NEEDS, SECURITY PERSONNEL, SECURITY CAMERAS,**
5 **SECURITY-RELATED TECHNOLOGY, DOOR-HARDENING, IMPROVED LIGHTING, OR**
6 **OTHER SECURITY-RELATED FACILITY UPGRADES; AND**

7 **(2) THE AMOUNT OF THE STATE GRANT FOR ANY PROJECT SHALL BE**
8 **DETERMINED AFTER CONSIDERATION OF ALL ELIGIBLE APPLICANTS, THE TOTAL OF**
9 **THE UNALLOCATED STATE FUNDS AVAILABLE AT THE TIME THE APPLICATION IS**
10 **RECEIVED, AND THE PRIORITIES OF AREA NEED AS MAY BE ESTABLISHED BY THE**
11 **CENTER.**

12 **(E) FUNDING FOR THE STATE GRANTS UNDER THIS SECTION SHALL BE AS**
13 **PROVIDED BY THE GOVERNOR IN THE ANNUAL STATE BUDGET.**

14 **(F) THE STATE BOARD, AFTER CONSULTATION WITH THE CENTER, MAY**
15 **ADOPT REGULATIONS FOR RECEIVING AND CONSIDERING APPLICATIONS AND FOR**
16 **DISBURSING FUNDS TO APPLICANTS.**

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2017.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.