

HOUSE BILL 503

F5, F1

0lr1339
CF 0lr2492

By: **Delegates Valentino-Smith, Arikan, Bagnall, D. Barnes, Barron, Bartlett, Brooks, Chang, Cox, Crosby, Griffith, Hettleman, Hornberger, Howard, Impallaria, M. Jackson, Krebs, Lehman, Long, McComas, Patterson, Pena-Melnyk, Proctor, Saab, Solomon, R. Watson, Wilson, and P. Young**

Introduced and read first time: January 24, 2020

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Primary and Secondary Schools – Dependent Children of Service Members –**
3 **Enrollment and Documentation Requirements**

4 FOR the purpose of requiring a county superintendent of schools to allow a dependent child
5 of a certain service member to enroll in a school in the county in accordance with
6 certain provisions of law; requiring a county superintendent to allow a dependent
7 child of a certain service member to apply for enrollment in a certain public school
8 in the same manner and at the same time as certain other individuals; requiring a
9 certain service member to provide to a school certain documentation within a certain
10 period of time; authorizing a certain service member to use the address of certain
11 types of facilities as proof of residence; defining certain terms; and generally relating
12 to school enrollment of dependent children of service members.

13 BY repealing and reenacting, without amendments,
14 Article – Education
15 Section 7–101(b)(1)
16 Annotated Code of Maryland
17 (2018 Replacement Volume and 2019 Supplement)

18 BY repealing and reenacting, with amendments,
19 Article – Education
20 Section 7–101(b)(2)(i)
21 Annotated Code of Maryland
22 (2018 Replacement Volume and 2019 Supplement)

23 BY adding to
24 Article – Education
25 Section 7–115.1

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 Annotated Code of Maryland
2 (2018 Replacement Volume and 2019 Supplement)

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

5 **Article – Education**

6 7–101.

7 (b) (1) Except as provided in § 7–301 of this title and in paragraph (2) of this
8 subsection, each child shall attend a public school in the county where the child is domiciled
9 with the child’s parent, guardian, or relative providing informal kinship care, as defined in
10 subsection (c) of this section.

11 (2) (i) Upon request and in accordance with a county board’s policies
12 concerning residency, a county superintendent [may]:

13 1. **MAY** allow a child to attend school in the county even if
14 the child is not domiciled in that county with the child’s parent or guardian; **AND**

15 2. **SHALL ALLOW A DEPENDENT CHILD OF A SERVICE**
16 **MEMBER WHO IS RELOCATING TO THE STATE ON MILITARY ORDERS TO ENROLL IN**
17 **SCHOOL IN THE COUNTY IN ACCORDANCE WITH § 7–115.1 OF THIS SUBTITLE.**

18 **7–115.1.**

19 (A) (1) **IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
20 **INDICATED.**

21 (2) **“DEPENDENT CHILD” MEANS AN INDIVIDUAL OF SCHOOL AGE**
22 **WHO IS A NATURAL CHILD, A STEPCHILD, AN ADOPTED CHILD, OR A FINANCIALLY**
23 **DEPENDENT CHILD OF A SERVICE MEMBER.**

24 (3) **“ENROLLMENT” INCLUDES COURSE REGISTRATION AND**
25 **CHARTER SCHOOL LOTTERIES.**

26 (4) (I) **“SERVICE MEMBER” MEANS AN ACTIVE DUTY MEMBER OF**
27 **THE UNITED STATES ARMED FORCES.**

28 (II) **“SERVICE MEMBER” INCLUDES A MEMBER OF THE**
29 **NATIONAL GUARD ON ACTIVE DUTY ORDERS.**

30 (B) **A COUNTY SUPERINTENDENT SHALL ALLOW A DEPENDENT CHILD OF A**
31 **SERVICE MEMBER WHO IS RELOCATING TO THE STATE ON MILITARY ORDERS AND IS**

1 NOT DOMICILED IN THAT COUNTY DURING THE ENROLLMENT PERIOD TO APPLY FOR
2 ENROLLMENT IN A PUBLIC SCHOOL IN THE COUNTY, IN THE SAME MANNER AND AT
3 THE SAME TIME AS INDIVIDUALS DOMICILED IN THE COUNTY.

4 (c) (1) WITHIN 10 DAYS OF THE PUBLISHED ARRIVAL DATE ON THE
5 SERVICE MEMBER'S MILITARY ORDERS, THE SERVICE MEMBER SHALL PROVIDE THE
6 SCHOOL WITH:

7 (i) SATISFACTORY EVIDENCE OF THE DEPENDENT CHILD'S
8 STATUS AS A DEPENDENT CHILD OF THE SERVICE MEMBER;

9 (ii) A COPY OF THE SERVICE MEMBER'S MILITARY ORDERS TO
10 RELOCATE; AND

11 (iii) PROOF OF RESIDENCE IN THE COUNTY.

12 (2) THE SERVICE MEMBER MAY USE THE ADDRESS OF ANY OF THE
13 FOLLOWING AS PROOF OF RESIDENCE:

14 (i) A TEMPORARY ON-BASE LODGING FACILITY;

15 (ii) A PURCHASED OR LEASED HOME OR APARTMENT; OR

16 (iii) ANY FEDERAL GOVERNMENT HOUSING UNIT OR OFF-BASE
17 MILITARY HOUSING UNIT.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
19 1, 2020.