

HOUSE BILL 1145

F1, D4, O4
HB 1468/20 – W&M

2lr1582

By: **Delegates Long, Arian, Boteler, Chisholm, Hornberger, Kittleman, McComas, Szeliga, and Thiam**

Introduced and read first time: February 11, 2022

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Student Behavior – Parent Notice and Required Counseling**
3 **(Parent Accountability Act)**

4 FOR the purpose of establishing that it is unlawful for a parent or guardian of a student in
5 a public school to fail to seek and participate in counseling with their child after
6 receiving notice of violent and disruptive behavior; requiring a public school principal
7 to provide certain notice to the parent or guardian of a student who engages in a
8 certain number of incidents of violent and disruptive behavior in a public school
9 during the school year; and generally relating to violent and disruptive behavior of
10 students in public schools.

11 BY adding to
12 Article – Courts and Judicial Proceedings
13 Section 3–8A–30.1
14 Annotated Code of Maryland
15 (2020 Replacement Volume and 2021 Supplement)

16 BY adding to
17 Article – Education
18 Section 7–304.2
19 Annotated Code of Maryland
20 (2018 Replacement Volume and 2021 Supplement)

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

23 **Article – Courts and Judicial Proceedings**

24 **3–8A–30.1.**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (A) IT IS UNLAWFUL FOR A PARENT OR GUARDIAN OF A STUDENT, AFTER
2 RECEIVING NOTICE UNDER § 7-304.2 OF THE EDUCATION ARTICLE OF THEIR
3 CHILD'S VIOLENT AND DISRUPTIVE BEHAVIOR ON SCHOOL PREMISES OR DURING
4 SCHOOL-RELATED ACTIVITIES, TO FAIL TO SEEK AND PARTICIPATE IN COUNSELING
5 WITH THEIR CHILD.

6 (B) A PARENT OR GUARDIAN CONVICTED UNDER THIS SECTION MAY BE
7 ORDERED BY THE COURT TO PERFORM COMMUNITY SERVICE AS DETERMINED BY
8 THE COURT.

9 Article - Education

10 7-304.2.

11 (A) (1) IF A STUDENT IN A PUBLIC SCHOOL ENGAGES IN TWO OR MORE
12 INCIDENTS OF VIOLENT AND DISRUPTIVE BEHAVIOR ON SCHOOL PREMISES OR
13 DURING SCHOOL-RELATED ACTIVITIES DURING A SCHOOL YEAR, THE SCHOOL
14 PRINCIPAL SHALL PROVIDE WRITTEN NOTICE TO THE PARENT OR GUARDIAN OF THE
15 STUDENT REGARDING THE STUDENT'S BEHAVIOR.

16 (2) THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS
17 SUBSECTION SHALL ADDITIONALLY:

18 (I) REQUIRE THE PARENT OR GUARDIAN OF THE STUDENT TO
19 SEEK AND PARTICIPATE IN COUNSELING WITH THE STUDENT;

20 (II) ADVISE THAT FAILURE TO SEEK AND PARTICIPATE IN
21 COUNSELING WITH THE STUDENT IS UNLAWFUL UNDER § 3-8A-30.1 OF THE
22 COURTS ARTICLE AND HAS POTENTIAL CONSEQUENCES;

23 (III) INCLUDE REFERRALS TO COMMUNITY RESOURCES AND
24 OTHER APPROPRIATE COUNSELING SERVICES; AND

25 (IV) INCLUDE INFORMATION REGARDING ANY PROGRAM
26 ESTABLISHED BY THE COUNTY BOARD UNDER § 7-304 OF THIS SUBTITLE.

27 (B) A STUDENT'S PARENT OR GUARDIAN WHO RECEIVES NOTICE UNDER
28 THIS SECTION IS SUBJECT TO THE PROVISIONS OF § 3-8A-30.1 OF THE COURTS
29 ARTICLE.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
31 1, 2022.