

**HB0119/853426/1**

BY: Ways and Means Committee

AMENDMENTS TO HOUSE BILL 119  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “**Primary**” in line 2 down through “**Established**” in line 3 and substitute “**County Boards of Education – Curriculum Guides and Courses of Study – Requirements**”; strike beginning with the second “the” in line 4 down through “schools” in line 12 and substitute “each county board of education to follow the policy and guidelines for the program of instruction for public schools established by the State Board of Education; requiring the State Superintendent to provide notice to a county board if the State Superintendent determines that the county board is not following the State Board policy and guidelines or is authorizing students to opt-out of instruction in a manner that is not approved by the State Board; requiring the State Superintendent to direct the State Comptroller to withhold certain funds from the county board if the county board does not resolve the discrepancy within certain periods of time; requiring the State Comptroller to release funds withheld if the State Superintendent determines that the county board has resolved the discrepancy; and generally relating to a county board of education’s curriculum guides and courses of study”; in line 15, strike “7–401” and substitute “4–111 and 4–205(i)”; and after line 17, insert:

“BY repealing and reenacting, without amendments,

Article - Education  
Section 4-205(a) and (h)  
Annotated Code of Maryland  
(2022 Replacement Volume)”.

AMENDMENT NO. 2

On pages 1 through 4, strike in their entirety the lines beginning with line 21 on page 1 through line 13 on page 4, inclusive, and substitute:

“4-111.

(a) Subject to the applicable provisions of this article and the bylaws, basic policies, and guidelines established by the State Board, each county board, on the written recommendation of the county superintendent, shall:

(1) Establish curriculum guides and courses of study for the schools under its jurisdiction, including appropriate programs of instruction or training for mentally or physically handicapped children; and

(2) Supply printed copies of these materials to any teacher or interested citizen.

**(b) (1) IN ESTABLISHING CURRICULUM GUIDES AND COURSES OF STUDY, EACH COUNTY BOARD SHALL FOLLOW THE POLICY AND GUIDELINES FOR THE PROGRAM OF INSTRUCTION FOR PUBLIC SCHOOLS ESTABLISHED BY THE STATE BOARD.**

**(2) IF THE STATE SUPERINTENDENT DETERMINES THAT A COUNTY BOARD IS NOT FOLLOWING EVERY ELEMENT OF THE POLICY AND GUIDELINES ESTABLISHED BY THE STATE BOARD OR IS AUTHORIZING A STUDENT TO OPT-OUT OF A COURSE OF INSTRUCTION IN A MANNER THAT IS NOT APPROVED BY THE STATE BOARD, THE STATE SUPERINTENDENT SHALL NOTIFY THE COUNTY BOARD.**

**(3) A COUNTY BOARD THAT IS NOTIFIED UNDER THIS SUBSECTION SHALL ALTER ITS CURRICULUM GUIDES AND COURSE OF STUDY TO RESOLVE THE DISCREPANCY IDENTIFIED BY THE STATE SUPERINTENDENT WITHIN 30 DAYS OF RECEIPT OF THE STATE SUPERINTENDENT’S NOTICE.**

**(4) IF A COUNTY BOARD DOES NOT ALTER ITS CURRICULUM GUIDES AND COURSE OF STUDY TO RESOLVE THE DISCREPANCY IDENTIFIED BY THE STATE SUPERINTENDENT WITHIN THE PERIOD SPECIFIED UNDER PARAGRAPH (3) OF THIS SUBSECTION, THE STATE SUPERINTENDENT SHALL**

REQUIRE BY WRITTEN NOTICE THAT THE STATE COMPTROLLER WITHHOLD FROM THE COUNTY BOARD 10% OF THE FUNDS BUDGETED BY THE STATE FOR THE CURRENT FISCAL YEAR.

(5) IF A COUNTY BOARD DOES NOT ALTER ITS CURRICULUM GUIDES AND COURSE OF STUDY TO RESOLVE THE DISCREPANCY WITHIN 90 DAYS OF RECEIPT OF THE STATE SUPERINTENDENT'S NOTICE, THE STATE SUPERINTENDENT SHALL REQUIRE BY WRITTEN NOTICE THAT THE STATE COMPTROLLER WITHHOLD AN ADDITIONAL 10% OF THE FUNDS BUDGETED BY THE STATE FOR THE COUNTY BOARD FOR THE CURRENT FISCAL YEAR.

(6) THE STATE COMPTROLLER SHALL RELEASE THE FUNDS WITHHELD UNDER THIS SUBSECTION IF THE STATE SUPERINTENDENT DETERMINES THAT THE COUNTY BOARD HAS RESOLVED THE DISCREPANCY BETWEEN THE COUNTY BOARD'S CURRICULUM GUIDES AND COURSES OF STUDY AND THOSE ADOPTED BY THE STATE BOARD.

(C) A county board may give academic credit for the study of American Sign Language.

4-205.

(a) In addition to the other powers granted and duties imposed under this article, the county superintendent has the powers and duties set forth in this section.

(h) In accordance with the applicable rules and regulations of the State Board, the county superintendent periodically shall:

(1) Evaluate the program of instruction in the public schools of the county; and

(2) Report the superintendent's findings and recommendations to the county board.

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(i) **(1)** The county superintendent shall prepare and recommend for adoption by the county board:

**[(1)] (I)** Curriculum guides;

**[(2)] (II)** Courses of study;

**[(3)] (III)** Resource material; and

**[(4)] (IV)** Other teaching aids.

**(2) ALL ITEMS PREPARED BY THE COUNTY SUPERINTENDENT UNDER THIS SUBSECTION SHALL BE IN ACCORDANCE WITH THE POLICY AND GUIDELINES FOR THE PROGRAM OF INSTRUCTION IN PUBLIC SCHOOLS ADOPTED BY THE STATE BOARD.**