

# HOUSE BILL 69

F1, D4, O4  
HB 1145/22 – W&M

(PRE-FILED)

3lr0892

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By: **Delegate R. Long**

Requested: November 18, 2022

Introduced and read first time: January 11, 2023

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

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

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

12 BY adding to  
13 Article – Courts and Judicial Proceedings  
14 Section 3–8A–30.1  
15 Annotated Code of Maryland  
16 (2020 Replacement Volume and 2022 Supplement)

17 BY adding to  
18 Article – Education  
19 Section 7–304.2  
20 Annotated Code of Maryland  
21 (2022 Replacement Volume)

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

24 **Article – Courts and Judicial Proceedings**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **3-8A-30.1.**

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

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

10 **Article - Education**

11 **7-304.2.**

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

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

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

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

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

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

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

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
32 1, 2023.

