

HOUSE BILL 1202

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3lr2243

By: **Delegates Miller, Szeliga, Adams, Arentz, Fisher, Hartman, McComas,
M. Morgan, T. Morgan, Nawrocki, Pippy, and Tomlinson**

Introduced and read first time: February 10, 2023

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Public Schools – Curriculum and Instructional Materials**

3 FOR the purpose of requiring the posting of curriculum and instructional materials used
4 at public schools on the public school's website; establishing requirements for the
5 production and inspection of certain instructional materials referenced in certain
6 curriculum; and generally relating to curriculum and instructional materials in
7 public schools.

8 BY adding to

9 Article – Education

10 Section 4–142 and 7–112.2

11 Annotated Code of Maryland

12 (2022 Replacement Volume)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

14 That the Laws of Maryland read as follows:

15 **Article – Education**

16 **4–142.**

17 **(A) IN THIS SECTION, “INSTRUCTIONAL MATERIALS” MEANS TOOLS USED**
18 **FOR EDUCATIONAL INSTRUCTION, INCLUDING:**

19 **(1) TEXTBOOKS AND OTHER READING MATERIALS;**

20 **(2) VIDEOS;**

21 **(3) DIGITAL MATERIALS; AND**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (4) WEBSITES AND OTHER ONLINE APPLICATIONS.

2 (B) EACH COUNTY BOARD SHALL:

3 (1) ENSURE THAT EACH PUBLIC SCHOOL IN THE COUNTY COMPLIES
4 WITH THE REQUIREMENTS OF § 7-112.2 OF THIS ARTICLE; AND

5 (2) ADOPT REASONABLE RULES THAT GOVERN THE TIMELY
6 PRODUCTION AND INSPECTION OF INSTRUCTIONAL MATERIALS THAT ARE NOT
7 PUBLICLY AVAILABLE ON THE INTERNET.

8 7-112.2.

9 (A) THIS SECTION DOES NOT APPLY TO A STUDENT PRESENTATION.

10 (B) IN THIS SECTION, "INSTRUCTIONAL MATERIALS" MEANS TOOLS USED
11 FOR EDUCATIONAL INSTRUCTION, INCLUDING:

12 (1) TEXTBOOKS AND OTHER READING MATERIALS;

13 (2) VIDEOS;

14 (3) DIGITAL MATERIALS; AND

15 (4) WEBSITES AND OTHER ONLINE APPLICATIONS.

16 (C) (1) EACH PUBLIC SCHOOL SHALL PROMINENTLY DISPLAY THE
17 FOLLOWING INFORMATION ON THE SCHOOL'S WEBSITE:

18 (I) ALL CURRICULUM THAT WAS USED AT THE SCHOOL DURING
19 THE IMMEDIATELY PRECEDING SCHOOL YEAR;

20 (II) EACH GRADE- OR SCHOOL-WIDE PRESENTATION,
21 ASSEMBLY, LECTURE, OR OTHER ACTIVITY OR EVENT FACILITATED BY THE SCHOOL
22 DURING INSTRUCTIONAL HOURS;

23 (III) INFORMATION ON HOW THE SCHOOL DOCUMENTS,
24 REVIEWS, AND APPROVES CURRICULUM; AND

25 (IV) THE RULES ESTABLISHED BY THE COUNTY BOARD IN
26 ACCORDANCE WITH § 4-142 OF THIS ARTICLE FOR THE PRODUCTION AND
27 INSPECTION OF INSTRUCTIONAL MATERIALS THAT ARE NOT PUBLICLY AVAILABLE

1 ON THE INTERNET.

2 (2) THE INFORMATION IN PARAGRAPH (1)(I) THROUGH (III) OF THIS
3 SUBSECTION SHALL BE ORGANIZED, AT A MINIMUM, BY SUBJECT AREA AND GRADE
4 LEVEL.

5 (3) A PUBLIC SCHOOL SHALL:

6 (I) POST THE INFORMATION IN PARAGRAPH (1)(I) AND (II) OF
7 THIS SUBSECTION ON THE SCHOOL'S WEBSITE FOR AT LEAST 60 DAYS AFTER THE
8 END OF THE SCHOOL YEAR; AND

9 (II) RETAIN THE INFORMATION IN PARAGRAPH (1)(I) AND (II)
10 OF THIS SUBSECTION FOR 2 YEARS AFTER POSTING THE INFORMATION ON THE
11 WEBSITE.

12 (D) (1) THE CURRICULUM REQUIRED TO BE POSTED IN ACCORDANCE
13 WITH THIS SECTION SHALL, AT A MINIMUM:

14 (I) IDENTIFY INSTRUCTIONAL MATERIALS BY THE:

15 1. TITLE AND AUTHOR; OR

16 2. ORGANIZATION OR WEBSITE ASSOCIATED WITH THE
17 MATERIALS OR ACTIVITY;

18 (II) INCLUDE A BRIEF DESCRIPTION OF THE INSTRUCTIONAL
19 MATERIALS; AND

20 (III) IF PUBLICLY AVAILABLE ON THE INTERNET, INCLUDE:

21 1. A LINK TO THE INSTRUCTIONAL MATERIALS; OR

22 2. INFORMATION ON HOW TO REQUEST A COPY OF THE
23 INSTRUCTIONAL MATERIALS.

24 (2) IF AN INDIVIDUAL COMPONENT OF INSTRUCTIONAL MATERIALS
25 USED THROUGHOUT THE CURRICULUM IS PRODUCED AS A SINGLE VOLUME, THAT
26 VOLUME SHALL BE LISTED ONLY ONCE IN THE CURRICULUM.

27 (E) THE DEPARTMENT, IN CONSULTATION WITH COUNTY BOARDS OF
28 EDUCATION, MAY ADOPT REGULATIONS TO IMPLEMENT THIS SECTION.

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