F5, J1 3lr1593 CF 3lr1596

By: Senator Hettleman

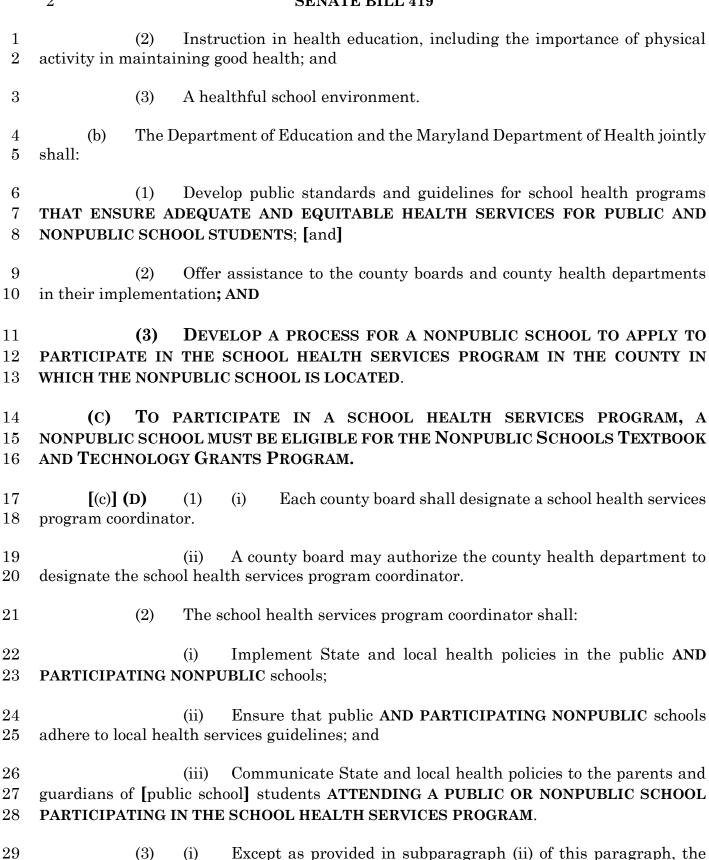
Introduced and read first time: February 2, 2023

Assigned to: Education, Energy, and the Environment and Budget and Taxation

A BILL ENTITLED

| 1 | AN ACT concerning |
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| 2 | Nonpublic Schools – School Health Services Program – Eligibility for |
| 3 | Participation |
| 4 | FOR the purpose of altering the requirements of the school health services program to |
| 5 | authorize certain nonpublic schools to participate in the program in the county in |
| 6 | which the nonpublic school is located; prohibiting a county board of education from |
| 7 | expending more than a certain amount of money per student to provide certain school |
| 8 | health services to students in certain nonpublic schools; prohibiting a county board |
| 9 | from providing certain school health services in nonpublic schools that discriminate |
| 10 | in certain ways; and generally relating to nonpublic schools and school health |
| 11 | services programs. |
| 12 | BY repealing and reenacting, with amendments, |
| 13 | Article – Education |
| 14 | Section 7–401 |
| 15 | Annotated Code of Maryland |
| 16 | (2022 Replacement Volume) |
| 17 | SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, |
| 18 | That the Laws of Maryland read as follows: |
| 19 | Article – Education |
| 10 | Muleic Education |
| 20 | 7–401. |
| 21 | (a) With the assistance of the county health department, each county board shall |
| 22 | provide: |
| 23 | (1) Adequate school health services; |





county board shall grant the school health services program coordinator the authority to

(i)

carry out the provisions of this subsection.

30 31

- 1 (ii) The county board shall consult with a county superintendent 2 before any change in the hiring or termination of personnel in connection with a school 3 health services program.
- 4 (4) The Department of Education shall conduct at least two meetings annually with all school health services program coordinators in the State.
- 6 (E) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A COUNTY BOARD 7 MAY NOT:
- 8 BE REQUIRED TO EXPEND MORE THAN \$40 PER STUDENT, **(1)** 9 ADJUSTED ANNUALLY FOR INFLATION IN ACCORDANCE WITH THE CONSUMER INDEX FOR ALL Urban CONSUMERS **FOR** THE WASHINGTON 10 PRICE 11 METROPOLITAN AREA, IN PROVIDING ADEQUATE HEALTH SERVICES TO A 12 NONPUBLIC SCHOOL; AND
- 13 (2) PROVIDE ADEQUATE HEALTH SERVICES IN NONPUBLIC SCHOOLS
 14 THAT DISCRIMINATE IN STUDENT ADMISSIONS, RETENTION, OR EXPULSION OR
 15 AGAINST ANY STUDENT ON THE BASIS OF RACE, COLOR, NATIONAL ORIGIN, SEXUAL
 16 ORIENTATION, OR GENDER IDENTITY OR EXPRESSION.
- 17 **(F)** A NONPUBLIC SCHOOL OR A NONPUBLIC SCHOOL STUDENT MAY NOT BE 18 COMPELLED OR REQUIRED TO PARTICIPATE IN A SCHOOL HEALTH SERVICES 19 PROGRAM.
- 20 (G) FOR FISCAL YEAR 2025 AND EACH FISCAL YEAR THEREAFTER, THE 21GOVERNOR SHALL INCLUDE IN THE ANNUAL BUDGET BILL AN APPROPRIATION OF \$4,000,000, ADJUSTED FOR INFLATION IN ACCORDANCE WITH THE CONSUMER 22 23 PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE WASHINGTON 24METROPOLITAN AREA, TO THE DEPARTMENT FOR DISBURSEMENT TO THE 25COUNTIES FOR PURPOSES OF FUNDING ADEQUATE HEALTH SERVICES UNDER THIS 26 SECTION.
- [(d)] (H) On or before December 1, 2015, and every 5 years thereafter, the Department shall report to the Governor and, subject to § 2–1257 of the State Government Article, to the General Assembly a summary of the information reported to the State Superintendent during the COMAR certification process.
- SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July $1,\,2023.$