

HOUSE BILL 1409

F3

4lr2929
CF 4lr3415

By: **Dorchester County Delegation**

Introduced and read first time: February 9, 2024

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Dorchester County – Definition of Public School Employee – Alteration**

3 FOR the purpose of altering the definition of “public school employee” to include
4 supervisory noncertificated employees in Dorchester County for purposes of
5 collective bargaining; and generally relating to the definition of “public school
6 employee” in Dorchester County.

7 BY repealing and reenacting, without amendments,
8 Article – Education
9 Section 6–401(a) and 6–501(a) and (i)
10 Annotated Code of Maryland
11 (2022 Replacement Volume and 2023 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Education
14 Section 6–401(e)
15 Annotated Code of Maryland
16 (2022 Replacement Volume and 2023 Supplement)

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

19 **Article – Education**

20 6–401.

21 (a) In this subtitle the following words have the meanings indicated.

22 (e) (1) “Public school employee” means a certificated professional individual
23 who is employed by a public school employer or an individual of equivalent status in
24 Baltimore City, except for a county superintendent or an individual designated by the

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 public school employer to act in a negotiating capacity as provided in § 6–406(c) of this
2 subtitle.

3 (2) In Montgomery County, “public school employees” include:

4 (i) Certificated and noncertificated substitute teachers employed by
5 the public school employer for at least 7 days before March 1 of the school fiscal year ending
6 June 30, 1978, and each year after; and

7 (ii) Home and hospital teachers employed by the public school
8 employer for at least 7 days before March 1 of the school fiscal year ending June 30, 2000,
9 and each year after.

10 (3) In Baltimore County, “public school employee” includes a secondary
11 school nurse, an elementary school nurse, and a special school nurse.

12 (4) In Frederick County, “public school employee” includes a social worker
13 employed by a public school employer.

14 (5) In Prince George’s County, “public school employee” includes home and
15 hospital teachers and Junior Reserve Officer Training Corps (JROTC) instructors.

16 (6) In Baltimore County, Calvert County, Charles County, and Garrett
17 County, “public school employee” includes Junior Reserve Officer Training Corps (JROTC)
18 instructors.

19 (7) In Carroll County, “public school employee” includes:

20 (i) A registered nurse;

21 (ii) Supervisory noncertificated employees as defined under §
22 6–501(i) of this title; and

23 (iii) Junior Reserve Officer Training Corps (JROTC) instructors.

24 **(8) IN DORCHESTER COUNTY, “PUBLIC SCHOOL EMPLOYEE”**
25 **INCLUDES SUPERVISORY NONCERTIFICATED EMPLOYEES AS DEFINED UNDER §**
26 **6–501(I) OF THIS TITLE.**

27 6–501.

28 (a) In this subtitle the following words have the meanings indicated.

29 (i) “Supervisory employee” includes any individual who responsibly directs the
30 work of other employees.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
2 1, 2024.