

HOUSE BILL 528

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By: **Delegates Patterson, Crosby, Fennell, and Valderrama**

Introduced and read first time: January 27, 2020

Assigned to: Ways and Means and Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Juvenile Services Education County Pilot Program – Workgroup**
3 **Extension**

4 FOR the purpose of extending the deadline for the Juvenile Services Education County
5 Pilot Program Workgroup to submit its findings and recommendations to the
6 Governor and the General Assembly; extending the termination provision of the
7 Workgroup; making a certain technical change; and generally relating to the
8 Juvenile Services Education County Pilot Program Workgroup.

9 BY repealing and reenacting, without amendments,
10 Article – Education
11 Section 22–308
12 Annotated Code of Maryland
13 (2018 Replacement Volume and 2019 Supplement)

14 BY repealing and reenacting, with amendments,
15 Chapter 565 of the Acts of the General Assembly of 2018
16 Section 2 and 3

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 22–308.

21 (a) (1) In this section the following words have the meanings indicated.

22 (2) “Daily rate” means the target per pupil foundation amount for the
23 current fiscal year divided by the number of weekdays in a fiscal year.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (3) "Eligible individual" means an individual who receives education
2 services from a juvenile services education program at a facility in accordance with this
3 subtitle.

4 (4) "Program" means the Juvenile Services Education County Pilot
5 Program established under this section.

6 (5) "Required reimbursement" means three times the product of the daily
7 rate multiplied by the number of days that education services are provided at a facility for
8 each eligible individual in the prior fiscal year.

9 (6) "Target per pupil foundation amount" has the meaning stated in §
10 5–202 of this article.

11 (b) (1) There is a Juvenile Services Education County Pilot Program.

12 (2) The Program shall begin in the 2019–2020 school year.

13 (3) The purpose of the Program is to pilot a management model where a
14 juvenile services education program at a facility located in a county is operated by the
15 county board of education.

16 (c) The Department, after consultation with the county boards of education, shall
17 identify one juvenile services education program to participate in the Program.

18 (d) A county board that participates in the Program to operate a juvenile services
19 education program at a facility in the county shall:

20 (1) Follow all applicable laws and regulations regarding hours and days of
21 instruction; and

22 (2) Ensure that eligible individuals have access to curricula and other
23 content standards that are comparable to those provided to other students in the county.

24 (e) Notwithstanding any other provision of law, a participating county board may
25 employ or contract with teachers and other personnel to provide education services to
26 eligible individuals at the facility for a 10–month or 2–month period to be paid at a salary
27 determined by the county board.

28 (f) The State shall provide funding to a participating county board in an amount
29 equal to the required reimbursement.

30 **Chapter 565 of the Acts of 2018**

31 SECTION 2. AND BE IT FURTHER ENACTED, That:

32 (a) On or before January 1, 2019, the State Department of Education shall

1 convene a workgroup to analyze the results of the pilot program established under
2 § 22–308 of the Education Article.

3 (b) The workgroup convened under subsection (a) of this section shall include:

4 (1) one member of the Senate of Maryland, selected by the President of the
5 Senate;

6 (2) one member of the House of Delegates, selected by the Speaker of the
7 House;

8 (3) the State Superintendent of Schools, or the State Superintendent's
9 designee;

10 (4) the Secretary of Juvenile Services, or the Secretary's designee;

11 (5) the Public Defender of Maryland, or the Public Defender's designee;

12 (6) an academic expert in education in institutional settings;

13 (7) a teacher who works in a juvenile services education program in the
14 State;

15 (8) an administrator who works in a juvenile services education program
16 in the State;

17 (9) one representative of a criminal justice or civil rights advocacy group;

18 (10) one representative of a disability rights advocacy group;

19 (11) a superintendent of a local public school system in the State, or the
20 superintendent's designee; and

21 (12) a member of a county board of education.

22 (c) The State Superintendent of Schools, or the State Superintendent's designee,
23 shall chair the workgroup.

24 (d) The State Department of Education shall provide staff for the workgroup.

25 (e) A member of the workgroup:

26 (1) may not receive compensation as a member of the workgroup; but

27 (2) is entitled to reimbursement for expenses under the Standard State
28 Travel Regulations, as provided in the State budget.

1 (f) The workgroup shall study the results of the pilot program and make
2 recommendations regarding:

3 (1) whether the pilot program was more effective in meeting the needs of
4 students in juvenile services education programs than the current management model;

5 (2) the management model that should be used to provide juvenile services
6 education programs, including:

7 (i) the current model operated by the State Department of
8 Education;

9 (ii) a model where local school systems operate the programs on a
10 regionalized basis; and

11 (iii) a model where an independent board of education operates the
12 juvenile services education programs;

13 (3) a funding formula that is adequate and appropriate for juvenile services
14 education programs;

15 (4) whether a 9-month or 12-month academic calendar is appropriate;

16 (5) how to ensure that students and their educational needs seamlessly and
17 effectively transition between the student's home school and the juvenile services education
18 program and that students receive credit for their academic progress;

19 (6) how to best address staffing, curriculum, and procurement challenges
20 in the current system, whether through new processes or a new management system;

21 (7) how to ensure that students in juvenile services education programs
22 who have completed a high school diploma or GED have access to postsecondary options;
23 and

24 (8) how to eliminate disparities in course offerings, staffing, and budgetary
25 support available to students in the Juvenile Services Education System and to students
26 served by public schools in the State.

27 (g) On or before December 1, [2019] **2020**, the workgroup shall report its findings
28 and recommendations to the Governor and, in accordance with [§ 2-1246] **§ 2-1257** of the
29 State Government Article, the General Assembly.

30 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July
31 1, 2018. Section 2 of this Act shall remain effective for a period of [2] **3** years and, at the
32 end of June 30, [2020] **2021**, Section 2 of this Act, with no further action required by the
33 General Assembly, shall be abrogated and of no further force and effect.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
2 1, 2020.